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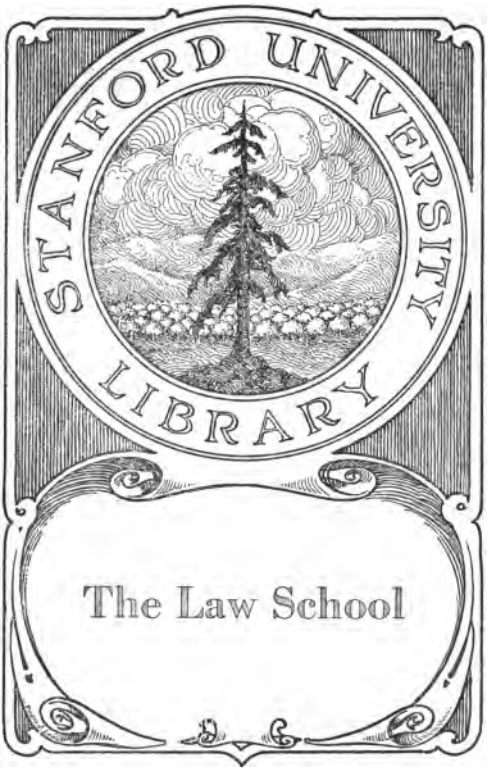
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AUTHENTICATION.

THE STATE OF KANSAS,
OFFICE OF SECRETARY OF STATE, } ss.

I, E. B. Allen, Secretary of State of the State of Kansas, do hereby certify that the printed acts and resolutions contained in this volume are true and correct copies of the enrolled laws and resolutions, and of memorials, which were passed at the regular biennial session of the Legislature, begun on the 11th day of January, A. D. 1887, and concluded on the 5th day of March, A. D. 1887; and I further certify that all laws and joint resolutions contained in this volume, not having taken effect by publication in some newspaper as per certificate thereunto annexed, will take effect and be in force from and after the 20th day of June, 1887, (except when otherwise provided.)

Given under my hand and seal, this 20th day of June, A. D. 1887.

[SEAL.] E. B. ALLEN, *Secretary of State.*

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LAWS OF KANSAS.

CHAPTER I.

TAXES IN SEDGWICK COUNTY.

AN ACT to legalize a certain levy imposed by the Board of County Commissioners of the county of Sedgwick for the year 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all the acts and proceedings of the board of county commissioners of the county of Sedgwick, incident to and in the matter of making a certain levy of taxes upon taxable property in the year 1886 for the poor fund and bridge fund, be and is hereby legalized and made valid and binding, and hereby declared to be and to have been a lien on all the taxable property therein against which the same was assessed and levied; and the county treasurer of said county shall collect the same as in ordinary cases, and the same shall be as regular and effective a charge and lien as if the entire levy of said county did not exceed the usual and legal per centum levy on the dollar, and no sale for taxes shall be affected thereby.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 21, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER II.

SEWARD, STEVENS, AND MORTON COUNTIES.

AN ACT to legalize chapter thirty-seven of the printed Session Laws of 1886, and the organization of the counties therein named.

Whereas, The legislature of the state of Kansas, at the special session thereof, held in the year 1886, duly and regularly considered house bill number thirty-nine, and enacted the same as the said chapter thirty-seven of the session laws of 1886, entitled "An act to restore or re-create and define the boundaries of the counties of Seward, Stevens, and Morton, in the state of Kansas, and repealing all former laws relating to the boundaries thereof;" and

Whereas, The president of the senate and speaker of the house of representatives of the state of Kansas inadvertently failed to sign said house bill number thirty-nine, notwithstanding the same was regularly passed by a constitutional majority of both houses of the legislature; and

Whereas, The name of the county of Kansas was changed to Morton, after due consideration and vote of the house of representatives had thereon, without a record of said action being made on the journal thereof; and

Whereas, The said bill as enrolled fails to show the correct date of the introduction and the passage thereof by the house; and

Whereas, The said counties have, since the passage and publication of said act, been organized: therefore,

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the act entitled "An act to restore or re-create and define the boundaries of the counties of Seward, Stevens, and Morton, and repealing all former laws relating to the boundaries thereof," approved February 18, 1886, being chapter thirty-seven of the session laws of 1886, and the organization of said counties, be and the same are hereby legalized and made valid.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 21, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER III.

ELECTION IN LINCOLN TOWNSHIP, CLOUD COUNTY.

AN ACT to legalize an election held in Lincoln township, Cloud county, on Thursday, May 13, 1886, and to authorize said township to issue its bonds in accordance therewith.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the election held in Lincoln township, in Cloud county, on Thursday, May 13, 1886, on the question of issuing the bonds of said township in the sum of ten thousand dollars, for the purpose of building a bridge over the Republican river therein, be and the same is hereby declared legal and valid, and the said township is hereby authorized to issue its bonds in said amount for said purpose.

SEC. 2. This act shall be in force and take effect from and after its publication in the official state paper.

Approved February 21, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER IV.

CITY OF COOLIDGE, ORGANIZATION OF.

AN ACT to legalize the organization of the city of Coolidge, Hamilton county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the organization of the city of Coolidge as a city of the third class, in Hamilton county, Kansas, with

boundaries as described by the plat of the same, duly recorded in the office of the city clerk of said city, is hereby declared legal and valid.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER V.

WILLIAM DOCKING, NOTARY PUBLIC.

AN ACT to legalize all acts performed by William Docking as a notary public of Clay county, from and after January 5th, 1885.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all official acts of William Docking as notary public in and for Clay county, heretofore performed, be and the same are hereby legalized and confirmed as fully and effectually in all respects as though no political disabilities had existed.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER VI.

MARMATON TOWNSHIP—SUBSCRIPTION TO KANSAS CITY & PACIFIC RAILROAD COMPANY.

AN ACT legalizing certain subscriptions to the capital stock of the Kansas City & Pacific Railroad Company, and authorizing bonds to be issued in payment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the subscription of Marmaton township, in Allen county, and the city of Parsons, in Labette county, to the capital stock of the Kansas City & Pacific railroad company, and the elections authorizing the same, are hereby validated and legalized; and whenever said railroad shall be constructed in accordance with the provisions of the proposition submitted, the full amount of bonds mentioned and described in said propositions, respectively, shall be issued and delivered to said railroad company as provided by section one, chapter one hundred and forty-four of the laws of 1877.

SEC. 2. This act shall take effect and be in force from and after its publication in the Topeka *Daily Capital.*

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER VII.

DEEDS OF GYPSUM CITY TOWN COMPANY.

AN ACT to legalize certain acknowledgments of deeds executed by the Gypsum City Town Company.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. All deeds and conveyances heretofore executed by the Gypsum City town company, affecting lots in Gypsum

City, Saline county, Kansas, and acknowledged before J. W. Amos, notary public, shall, for all purposes, including the recording thereof and proof of execution, be as valid and effective as if at the time of such acknowledgments said J. W. Amos was in no wise interested in nor a member of said town company.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER VIII.

CITY OF ENGLEWOOD.

AN ACT to legalize the organization of the city of Englewood, in Clark county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the organization of the city of Englewood, in the county of Clark and state of Kansas, with boundaries as ordered and designated by Hon. J. A. Ray, judge of the nineteenth judicial district of the state of Kansas, comprising and including section thirty-six, in township thirty-four south, of range twenty-five west, as shown by the records in the office of the city clerk of said city, is hereby declared legal and valid; and the officers of said city, chosen and elected pursuant to the order of the said district judge, are hereby declared the legal officers of such city for the term for which they were elected.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office,

and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER IX.

CITY OF WICHITA, ORDINANCE OF.

AN ACT to legalize and make valid section one of ordinance No. 254 of the city of Wichita, "relating to the vacation of Chicago avenue, in Sherman's addition to the city of Wichita, Kansas."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of ordinance number two hundred and fifty-four of the city of Wichita, published November 30, 1881, relating to the vacation of Chicago avenue, in Sherman's addition to the city of Wichita, Kansas, is hereby made valid, legalized and ratified as of full effect and force in law.

SEC. 2. That the title to that parcel or tract of land, so vacated and discontinued as described in said ordinance, and composing that portion of Chicago avenue so vacated, shall be and is hereby vested, forever in fee, in the owners of the property abutting upon said Chicago avenue, so vacated, respectively as their interests may appear.

SEC. 3. This act shall go into force and effect on and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER X.

DIXON TOWNSHIP, SUMNER COUNTY, ELECTION IN.

AN ACT to legalize an election held in the township of Dixon, in Sumner county, and to authorize the issue of bonds voted at said election.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The election held in the township of Dixon, in Sumner county, on the fifteenth day of December, eighteen hundred and eighty-five, to authorize the board of said township to issue its bonds to build a certain bridge in said township, is hereby legalized; and the township board of said township are hereby authorized to issue the bonds of said township in accordance with the vote at said election, and in pursuance to the terms and conditions of said election. And the said bonds are hereby made valid, and the auditor of state is authorized and directed to register said bonds the same as if they had been issued in all respects in conformity to the laws heretofore existing.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XI.

NOTARIES PUBLIC IN BARBER COUNTY.

AN ACT to legalize the acts of certain notaries public in Barber county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all the official acts of Royal H. Hahn as a notary public in and for Barber county, Kansas, performed

between the 4th day of June, 1885, and the 21st day of January, 1887; the official acts of W. T. Rouse, as a notary public in and for Barber county, Kansas, performed between the 20th day of February, 1885, and the 21st day of January, 1887; the official acts of W. M. Bronson, as a notary public in and for Barber county, Kansas, performed between the 29th day of May, 1886, and the 21st day of January, 1887; the official acts of G. W. Ellis, as a notary public in and for Barber county, Kansas, performed between the 3d day of September, 1884, and the 21st day of January, 1887; the official acts of G. M. Martin, as a notary public in and for Barber county, Kansas, performed between the 4th day of March, 1884, and the 9th day of February, 1887; the official acts of D. T. Flynn, as a notary public in and for Barber county, Kansas, performed between the 15th day of April, 1886, and the 9th day of February, 1887; the official acts of A. M. Houchen, as a notary public in and for Barber county, Kansas, performed between the 28th day of December, 1885, and the 21st day of January, 1887; the official acts of Samuel L. Overstreet, as a notary public in and for Barber county, Kansas, performed between the 9th day of April, 1885, and the 21st day of January, 1887, be and the same are hereby made legal and valid, and of the same force and effect as though done by lawful authority.

SEC. 2. This act shall take effect and be in force from and after its publication in the statute book.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER XII.

CITY OF MINNEAPOLIS, ORDINANCE OF.

AN ACT to legalize certain meetings, acts and ordinances of the Mayor and City Council of the city of Minneapolis, Ottawa county, Kansas, a city of the second class.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all meetings of the mayor and city council of the city of Minneapolis, in Ottawa county, Kansas,

held on the tenth day of April, A. D. 1885, and since that time up to and including their meeting held January fourth, A. D. 1887, be and the same are hereby declared to be as valid and legally held as if each and all of said meetings had been regularly appointed and called in every respect as required by law.

SEC. 2. That all the acts done and ordinances passed by the mayor and council of the said city of Minneapolis, at their meetings held on the tenth day of April, A. D. 1885, and between that time and up to and including their meeting held January fourth, A. D. 1887, be and the same are hereby declared to be as valid and binding as if each and all of said acts had been done, and said ordinances had been passed, in every respect as prescribed by law.

SEC. 3. That the publication, in pamphlet form, of ordinances numbered from one to fifty-two, inclusive, passed by the mayor and council of the said city of Minneapolis, at the meetings of the said mayor and council as set forth in section one of this act, and published in said pamphlet form on the fourth day of March, A. D. 1886, be and the same is hereby declared to be a legal publication; and said ordinances are hereby declared to be as valid and legal and to have the same force and effect as if they had been passed and published as required by law.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XIII.

TAXES IN COFFEY COUNTY.

AN ACT to legalize the taxes levied and extended on the tax-rolls of Coffey county in the year 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the tax levy made by the county commissioners of Coffey county, Kansas, in 1886, for the current

expenses of 1887, and the tax levy extended on the tax-roll of said county by the county clerk under the provisions of chapter one hundred and ninety-nine of the session laws of 1885, be and the same are hereby legalized.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XIV.

SHERMAN M. BELL, A NOTARY PUBLIC.

AN ACT to legalize the official acts of Sherman M. Bell as a notary public.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all the official acts of Sherman M. Bell, of Lyon county, as a notary public, be and the same are hereby legalized and made valid the same as they would have been if the said Sherman M. Bell had been of the age of majority at the time said official acts were by him done and performed.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XV.

DEFECTIVE INSTRUMENTS.

AN ACT in relation to instruments of writing recorded in the books of the office of register of deeds of the several counties in the State of Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. All instruments of writing now copied into the proper books of the office of register of deeds of the several counties of the state shall, upon the passage of this act, be deemed to impart to subsequent purchasers and incumbrancers, and all other persons whomsoever, notice of all deeds, mortgages, releases, powers of attorney, contracts, conveyances or other instruments so far as and to the extent that the same may be found recorded, copied or noted in said books of record, notwithstanding any defects existing in the execution, acknowledgment, either from the fact that the officer taking such acknowledgment failed to attach his seal to such instrument, or that the register of deeds failed to record such seal, or for any other cause, recording, or certificate of recording the same; and the record of any such instrument, or a duly-authenticated copy thereof, shall be competent evidence whenever by the party's own oath or otherwise the original is shown to be lost, or not belonging to the party wishing to use the same, or not within his control: *Provided*, That nothing herein contained shall be construed to affect any rights heretofore acquired in the hands of subsequent grantees, assignors, or incumbrancers.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XVI.

ELECTION IN KENDALL TOWNSHIP, HAMILTON COUNTY.

AN ACT to legalize an election in Kendall township, Hamilton county, for the issue of bonds to purchase a bridge.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the election held on the 31st day of January, 1887, in the township of Kendall, county of Hamilton, to issue the bonds of said township to purchase a bridge across the Arkansas river in said township, be and the same is hereby legalized; and said election, and the bonds issued in pursuance of it, are hereby declared as legal and valid in all respects as if the initial proceedings of the same had been taken one year after the organization of the said county of Hamilton.

SEC. 2. This act to take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XVII.

COMMISSIONERS OF KINGMAN COUNTY.

AN ACT entitled "An act to legalize certain acts of the Board of County Commissioners of Kingman county."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The act of the board of county commissioners of Kingman county, Kansas, in appropriating funds from the

county treasury for the purpose of building and repairing the bridge across the Ninnescah river, on Main street, in the city of Kingman, is hereby legalized and made valid.

SEC. 2. This act shall take effect and be in force from and after its publication in the Kingman *Leader*.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887, and in the Kingman *Leader* March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XVIII.

MORTON TOWNSHIP, SEDGWICK COUNTY.

AN ACT to legalize the action of the Township Board of Morton township, Sedgwick county, in making an appropriation of four hundred dollars out of the highway and bridge fund of said township to aid in building a certain bridge.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the action of the township board of Morton township, Sedgwick county, on the 4th day of February, 1887, in making an appropriation of four hundred dollars out of the highway and bridge fund to aid in building a certain bridge over the Ninnescah river, be and the same is hereby legalized and made valid.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XIX.

CITY OF TOPEKA, ORDINANCE OF.

AN ACT to legalize and make valid ordinance No. 649, of the city of Topeka, entitled "An ordinance vacating certain avenues, streets and alleys in the city of Topeka," approved November 1st, 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That ordinance number six hundred and forty-nine, entitled "An ordinance vacating certain avenues, streets and alleys in the city of Topeka," approved November 1st, 1886, is hereby made valid, legalized and ratified as of full effect and force in law.

SEC. 2. That the title to all those pieces, parcels or tracts of land so vacated as described by said ordinance, shall be and is hereby vested, in fee, in the owners of the property abutting upon said avenues, streets and alleys, respectively, as their interests may appear.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XX.

BLUE MOUND TOWNSHIP, LINN COUNTY—SUBSCRIPTION TO STOCK OF KANSAS CITY & PACIFIC RAILROAD COMPANY.

AN ACT legalizing the subscription of Blue Mound township, Linn county, to the capital stock of the Kansas City & Pacific Railroad Company.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the subscription of Blue Mound township, in Linn county, to the capital stock of the Kansas City

& Pacific railroad company, and the election held in said township authorizing the same, are hereby validated and legalized; and whenever said railroad shall be constructed through said township in accordance with the provisions of the proposition submitted, the bonds of said township, as mentioned and described in said proposition, shall be issued and delivered to said railroad company as provided by section one, chapter one hundred and forty-four of the laws of 1877.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXI.

BOARD OF EDUCATION OF KANSAS CITY, BONDS OF.

AN ACT to legalize certain issues of bonds by the Board of Education of the city of Kansas City, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following issues of bonds by the board of education of the city of Kansas City, Kansas, made under authority of section twenty-four, article ten, chapter one hundred and twenty-two, laws 1876, being section 5234 of Dassler's Compiled Laws 1881, for the purpose of borrowing money for the purchase of school sites and erecting suitable school buildings thereon for the schools of said city, to wit: (1) A series in the amount of fifteen thousand dollars, issued under authority of a resolution of the said board of education passed at a regular meeting held July sixth, 1886, bearing date ——, 1886, and running twenty years at six per cent. interest; (2) A series of ten thousand dollars, issued

under authority of a resolution of said board passed at a regular meeting held September sixth, 1886, bearing date ——, 1886, and running twenty years at six per cent. interest; (3) A series of seven thousand dollars, issued by authority of a resolution of said board passed at a regular meeting held November eleventh, 1886, bearing date ——, 1886, and running twenty years at six per cent. interest, are hereby legalized.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXII.

STREET IN KINSLEY.

AN ACT to legalize the action of the Board of County Commissioners of Edwards county in vacating South Depot street, in the town of Kinsley.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the action of the board of county commissioners of Edwards county, Kansas, dated September 5th, 1874, in vacating so much of South Depot street, in the town of Kinsley, in said county, as is required to make block number twenty-four square at its northeast corner, and attaching that portion of said street to lot one in said block number twenty-four, be and is hereby legalized and made valid.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 8, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXIII.

SCANDINAVIAN AGRICULTURAL SOCIETY.

AN ACT to legalize the official acts of the Scandinavian Agricultural Society, of Republic county, Kansas, and make the records evidence of the validity of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all deeds and conveyances of real estate situate in Republic county, Kansas, made and executed by the president and secretary of the Scandinavian agricultural society, of Republic county, Kansas, purporting on their face to have been made and executed by the Scandinavian agricultural society of Chicago, county of Cook, and state of Illinois, are hereby legalized as the acts of the Scandinavian agricultural society of Republic county, Kansas; and that all plats of lands and town lots made and recorded in the office of the register of deeds of Republic county, Kansas, by said society are hereby legalized. Also that all records of such deeds, conveyances and plats of lands and town lots, or properly certified copies of the records of the same, from the office of the register of deeds of said Republic county, shall henceforward be competent evidence in any court of the validity of such acts, and the title to such real estate shall be deemed to have passed to the grantees of said society the same as if such deed, conveyance or plat of lands or town lots had been executed in Republic county, Kansas.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXIV.

CITY OF GLASCO, ORGANIZATION OF.

AN ACT to legalize the organization of the city of Glasco, in Cloud county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the organization of the city of Glasco, in the county of Cloud and state of Kansas, which includes the original town site and additions of the town of Dell Ray, commonly known as Glasco, as shown by the record in the office of the city clerk of said city, is hereby declared legal and valid; and the officers of said city, chosen at the election held on the fourth day of May, eighteen hundred and eighty-six, in pursuance of the said order of the district judge, are hereby declared the legal officers of such city for the term for which they were elected.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXV.

REPRESENTATIVE DISTRICT OF FRANKLIN COUNTY.

AN ACT relating to an act to apportion the State for Senators and Representatives, and amendatory of subdivisions fifteenth and sixteenth of section three, chapter sixteen, special session laws of 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the townships of Appanoose, Pomona, Centropolis, Hayes, Ottawa, Greenwood, Lincoln, Homewood,

Williamsburg, Ohio and Richmond shall compose the fifteenth representative district.

SEC. 2. That the first, second, third and fourth wards of the city of Ottawa and the townships of Franklin, Harrison, Cutler, Pottawatomie and Peoria shall constitute the sixteenth representative district.

SEC. 3. That all acts and parts of acts in conflict with this act are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXVI.

LEGISLATIVE EXPENSES.

AN ACT making appropriations for Legislative Departments, enrolling clerks, committee clerks, general expenses incident to the general session of the Legislature of 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the state treasury not otherwise appropriated, for the purposes hereinafter provided: For payment of per diem and mileage of the members of the legislature, lieutenant governor and chaplain of both houses, for per diem of officers, clerks and messengers of both houses, and for per diem of enrolling clerks at the rate of three dollars per day, the sum of thirty thousand dollars; for postage for members of both houses and lieutenant governor, one thousand seven hundred and forty dollars, as provided in house concurrent resolution No. 4; for legislative stationery, furniture, and miscellaneous supplies for the legislature of eighteen hundred and eighty-seven, the sum of twenty thousand dollars.

SEC. 2. That the foregoing, or so much thereof as may be necessary, shall be paid in proportion to the services rendered, at the rate allowed by law, and the auditor of state is hereby authorized to issue his warrants upon the treasurer of state for the amount specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved January 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper January 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXVII.

DEAF AND DUMB.

AN ACT making appropriations for the current expenses of the Institution for the Education of the Deaf and Dumb, for the fiscal years ending June 30, 1888, and June 30, 1889, and for the additional pupils admitted during the fractional year ending June 30, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated, out of any money in the treasury not otherwise appropriated, for the support of the institution for the education of the deaf and dumb: For the fiscal year ending June 30, 1888—For maintenance and repairs, and pay of officers, teachers and employés, forty-four thousand dollars. For the fiscal year ending June 30, 1889—For maintenance and repairs, and pay of officers, teachers and employés, forty-six thousand dollars. For the fractional fiscal year ending June 30, 1887—For support of additional pupils admitted to the new building accommodations, four thousand dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in section one of this act, upon vouchers

verified by affidavit, and duly approved by the board of trustees having charge of the management of said institution.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXVIII.

ASYLUM FOR DEAF AND DUMB, ADDITIONAL BUILDINGS.

AN ACT to provide for the erection of additional buildings at the State Institution for the Education of the Deaf and Dumb, at Olathe.

Be it enacted by the Legislature of the State of Kansas:

Appropriation.

SECTION 1. That the following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated, for the erection of an additional central building at the state institution for the education of the deaf and dumb, at Olathe: For the erection of the central building, and for heating and lighting the same, the sum of twenty-six thousand dollars, for the fiscal year ending June the thirtieth, eighteen hundred and eighty-eight, and twenty-five thousand dollars for the fiscal year ending June the thirtieth, eighteen hundred and eighty-nine.

Purpose.

How draw.

SEC. 2. The auditor of state is hereby authorized to draw his warrant on the treasurer of state for the purposes and amounts specified in the first section of this act: *Provided,* That no warrant shall be drawn except upon an itemized voucher, sworn to by the parties furnishing materials or labor, and duly approved by the finance committee of the board of trustees of the state charitable institutions.

Proviso.

Work and materials; how furnished.

SEC. 3. All work which may be performed or materials furnished in the erection of the central building named in section

one of this act shall be upon contract, which shall be by the board of trustees of the Kansas state charitable institutions let to the lowest bidder, after notice of the time and place of receiving bids for the work or materials shall have been given for at least thirty days, by publishing such notice in at least three newspapers of general circulation in the state of Kansas; and when the board of trustees shall award the contract for the erection of said buildings or for furnishing material for the same, they shall require the person to whom any contract may be let, to enter into a good and sufficient bond with sureties, to be approved by the said board of trustees, to the state of Kansas, in such amount and with such conditions as the said board of trustees prescribe. The said board of trustees shall require each bidder to accompany his bid with bond or sum of money as they shall prescribe in the notice for bids, and such bond or sum of money shall be for all labor and material furnished for said building, and shall have power to reject any and all bids.

Contract let to lowest bidder.

Contractor to give bond.

Bids to be accompanied by bond, or money.

SEC. 4. The board of trustees of the Kansas state charitable institutions are hereby authorized to adopt plans and specifications, and engage suitable architects and superintendents, necessary for the construction of said building provided for in this act, under such instructions and directions as they may give.

Board to adopt plans.

SEC. 5. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXIX.

ASYLUM FOR FEEBLE-MINDED.

AN ACT making appropriations for the current expenses of the Asylum for Feeble-Minded Youth, for the fiscal years ending June 30, 1888, and June 30, 1889, and to provide for the additional numbers to be admitted to the new building during the fiscal year ending June 30, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any

money in the treasury not otherwise appropriated, for the current support of the asylum for feeble-minded youth: For the fiscal year ending June 30, 1888: For the maintenance and repairs, and pay of officers, teachers and employés, eighteen thousand dollars. For the fiscal year ending June 30, 1889: For maintenance and repairs, and pay of officers, teachers and employés, twenty thousand dollars. For the fiscal year ending June 30, 1887: For the support and tuition of additional number to be admitted during the year, two thousand dollars; for the purchase of team, harness, and two wagons, five hundred and fifty dollars; for the erection of barn, one thousand dollars; for the erection of coal house, two hundred dollars; for improvement of grounds and fencing, two hundred and fifty dollars; for removal from Lawrence to Winfield, three hundred and fifty dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in the first section of this act, upon vouchers verified by affidavit, and duly approved by the board of trustees having charge of the management of said asylum.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXX.

SOLDIERS' ORPHANS' HOME.

AN ACT to provide for the current support of the Soldiers' Orphans' Home, and for necessary improvements, furniture, and equipment thereto, for the fractional fiscal year ending June 30th, 1887, and the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any

money in the treasury not otherwise appropriated, for the current expenses of the soldiers' orphans' home, and for necessary improvements, furniture, and equipment therefor: For the fractional fiscal year ending June 30th, 1887—For current support, three thousand dollars; for steam heating, lighting, and plumbing, four thousand three hundred dollars; for finishing attic, fifteen hundred dollars; for furniture, kitchen equipment, and laundry machinery, six thousand dollars; for water supply, two thousand dollars. For the fiscal year ending June 30, 1888—For maintenance and repairs, and pay of officers, teachers, and employés, fourteen thousand dollars. For the fiscal year ending June 30, 1889—For maintenance and repairs, and pay of officers, teachers, and employés, sixteen thousand dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the purposes and amounts specified in the first section of this act, upon proper vouchers duly verified by affidavit and approved by the board of trustees having charge of the management of said soldiers' orphans' home.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXI.

AGRICULTURAL COLLEGE.

AN ACT making appropriations to the Kansas State Agricultural College for the fiscal years ending June 30, 1888, and June 30, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums are hereby appropriated, out of any money not otherwise appropriated, from the state treasury, to be used under the direction of the board of regents

of the Kansas state agricultural college for the fiscal years ending June thirtieth, eighteen hundred and eighty-eight, and June thirtieth, [eighteen hundred and] eighty-nine, for the purposes hereinafter mentioned:

1888. *For the fiscal year ending June 30, 1888:* For refunding, as required by the United States statutes endowing said college, losses from unfortunate investments—Stafford county bonds—two hundred and sixty-four dollars and thirty-four cents as principal, and nine hundred and sixty dollars as interest; Linn county bonds, eight hundred dollars as principal, and two hundred and forty dollars as interest. For building improvements—enlarging chapel, seating and repairs to same, thirty-five hundred dollars; inside blinds for college hall, thirteen hundred dollars; furnishing attic for college hall, one thousand dollars; for coal cellar and scales, seven hundred dollars; for general repairs, one thousand dollars; for expenses in completion of building, thirteen hundred and sixteen dollars and eighty-one cents; for sundry expenses and care of funds and lands, two hundred and forty-seven dollars and sixty-four cents; for library, one thousand dollars; for cases for collections in general museum, one thousand dollars; for cases, mineralogical cabinet, six hundred and fifty dollars; for cases for physical apparatus, five hundred dollars; for entomological cabinet, three hundred and fifty dollars; for experiment, fencing, and apparatus in the farm department, five hundred dollars; for apparatus and tools in the mechanical department, five hundred dollars; for apparatus in the department of physics and engineering, five hundred dollars; for apparatus in the chemical department, five hundred dollars; for apparatus and experiments in the zoölogical department, two hundred dollars; for salary of loan commissioner, three hundred dollars.

For refunding.

Buildings and improvements.

1889. *For the fiscal year ending June 30, 1889:* For cases for collection in general museum, one thousand dollars; for experiments, fencing, and apparatus in the farm department, five hundred dollars; for additions to the library, one thousand dollars; for general repairs of buildings, one thousand dollars; for apparatus and experiments in the mechanical department, five hundred dollars; for apparatus and cases in the department of physics and engineering, five hundred dollars; for salary of loan commissioner, three hundred dollars.

SEC. 2. The several amounts appropriated by section one

of this act shall not be used for any other purposes than those named; and the regents of the college shall, in their report, set forth an itemized statement of each expenditure under the provisions of this act.

SEC. 3. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the purposes and amounts specified in section one of this act, or so much thereof as may be necessary to liquidate any indebtedness provided for in this act.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXII.

REFORM SCHOOL BUILDING.

AN ACT making appropriations to provide for water supply, heating and plumbing, connecting corridor, laundry and dry room, furniture, including kitchen, and flagging boiler house, at the State Reform School.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for construction at the state reform school for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight: For system of water supply, four thousand seven hundred and fifty dollars; for steam heating and plumbing, seventeen thousand five hundred dollars; for building connecting corridor, one thousand five hundred dollars; for fitting up laundry and dry room, one thousand five hundred dollars; for furniture, including kitchen, five thousand five hundred dollars; for flag-

ging boiler house, four hundred and ninety-two dollars and sixteen cents: *Provided*, That such portions of this appropriation as may be needed may be available upon the passage of this act.

SEC. 2. The board of trustees of state charitable institutions are hereby authorized to employ a competent architect to prepare plans and specifications, and superintend the construction provided for in this act, under such directions as the board may give, who shall receive as full compensation for his services a salary not to exceed seventy-five dollars per month, and to be fixed by the board of trustees.

SEC. 3. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in the first section of this act: *Provided*, That no warrant shall be drawn except upon an itemized voucher, sworn to by the party furnishing material or labor, and duly approved by the financial committee of the board of trustees.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXIII.

REFORM SCHOOL, CURRENT EXPENSES.

AN ACT making appropriations for the current expenses of the Reform School for the fiscal years ending June 30th, 1888, and June 30th, 1889, and to provide for the increased number of pupils admitted during the fractional fiscal year ending June 30th, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated, out of any money in the treasury not otherwise appropriated for the sup-

port of the reform school: For the fiscal year ending June 30th, 1888—For maintenance and repairs, and pay of officers, teachers, and employés, thirty-two thousand five hundred dollars. For the fiscal year ending June 30th, 1889—For maintenance and repairs, and pay of officers, teachers, and employés, thirty-seven thousand five hundred dollars. For the fractional fiscal year ending June 30th, 1887—For maintenance and repairs, and pay of officers, teachers, and employés, three thousand dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in section one of this act, upon proper accounts verified by affidavit and duly approved by the board of trustees having charge of the management of said reform school.

SEC. 3. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXIV.

INSANE ASYLUM, TOPEKA.

AN ACT making appropriations for the current expenses of the Topeka Insane Asylum, for the fiscal years ending June thirtieth, 1888, and June thirtieth, 1889, and to provide for the increased number of patients for the fractional fiscal year ending June thirtieth, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for the support of the Topeka insane asylum: For the fiscal year ending June thirtieth, 1888 — For maintenance and repairs, ninety-seven

thousand eight hundred and ninety-two dollars; for pay of officers and employés, forty-three thousand eight hundred and fifty-eight dollars. For the fiscal year ending June thirtieth, 1889—For maintenance and repairs, ninety-seven thousand eight hundred and ninety-two dollars; for pay of officers and employés, forty-three thousand eight hundred and fifty-eight dollars. For the fractional year ending June thirtieth, 1887—For the support and care of additional patients to be admitted to new buildings, five thousand dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the several sums and purposes specified, in accordance with the provisions of law regulating the insane asylums and the expenditures thereof: *Provided*, That the board of trustees having the care of said asylum are hereby authorized to draw, upon a duly verified estimate at the beginning of each fiscal year, a sum not exceeding three hundred dollars, to be held for the purpose of returning patients home, and other current items of expense.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXV.

INSANE ASYLUM, OSAWATOMIE.

AN ACT making appropriations for the current expenses of the Osawatomie Insane Asylum, for the fiscal years ending June 30th, 1888, and June 30th, 1889, and to provide for the increased number of patients for the fractional fiscal year ending June 30th, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for the

support of the Osawatomie insane asylum: For the fiscal year ending June thirtieth, 1888—For maintenance and repairs, seventy-three thousand nine hundred dollars; for pay of officers and employés, thirty-one thousand six hundred dollars. For the fiscal year ending June thirtieth, 1889—For maintenance and repairs, seventy-three thousand nine hundred dollars; for pay of officers and employés, thirty-one thousand six hundred dollars. For the fractional fiscal year ending June thirtieth, 1887—For the support and care of additional patients admitted to new ward, nine thousand five hundred dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the several sums and purposes specified, in accordance with the provisions of law regulating the insane asylums and the expenditures thereof: *Provided*, That the board of trustees having the care of said asylum are hereby authorized to draw, upon a duly verified estimate, at the beginning of each fiscal year, a sum not exceeding three hundred dollars, to be held for the purpose of returning patients home and other current items of expense.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXVI.

HORTICULTURAL SOCIETY.

AN ACT making appropriations to the State Horticultural Society, for the publication of their reports, and for the expenses of the Society for the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, be and the same are hereby appropri-

verified by affidavit, and duly approved by the board of trustees having charge of the management of said institution.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXVIII.

ASYLUM FOR DEAF AND DUMB, ADDITIONAL BUILDINGS.

AN ACT to provide for the erection of additional buildings at the State Institution for the Education of the Deaf and Dumb, at Olathe.

Be it enacted by the Legislature of the State of Kansas:

Appropriation.

SECTION 1. That the following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated, for the erection of an additional central building at the state institution for the education of the deaf and dumb, at Olathe: For the erection of the central building, and for heating and lighting the same, the sum of twenty-six thousand dollars, for the fiscal year ending June the thirtieth, eighteen hundred and eighty-eight, and twenty-five thousand dollars for the fiscal year ending June the thirtieth, eighteen hundred and eighty-nine.

Purpose.

How draw.

SEC. 2. The auditor of state is hereby authorized to draw his warrant on the treasurer of state for the purposes and amounts specified in the first section of this act: *Provided,* That no warrant shall be drawn except upon an itemized voucher, sworn to by the parties furnishing materials or labor, and duly approved by the finance committee of the board of trustees of the state charitable institutions.

Proviso.

Work and materials; how furnished.

SEC. 3. All work which may be performed or materials furnished in the erection of the central building named in section

one of this act shall be upon contract, which shall be by the board of trustees of the Kansas state charitable institutions let to the lowest bidder, after notice of the time and place of receiving bids for the work or materials shall have been given for at least thirty days, by publishing such notice in at least three newspapers of general circulation in the state of Kansas; and when the board of trustees shall award the contract for the erection of said buildings or for furnishing material for the same, they shall require the person to whom any contract may be let, to enter into a good and sufficient bond with sureties, to be approved by the said board of trustees, to the state of Kansas, in such amount and with such conditions as the said board of trustees prescribe. The said board of trustees shall require each bidder to accompany his bid with bond or sum of money as they shall prescribe in the notice for bids, and such bond or sum of money shall be for all labor and material furnished for said building, and shall have power to reject any and all bids.

Contract let to lowest bidder.

Contractor to give bond.

Bids to be accompanied by bond, or money.

SEC. 4. The board of trustees of the Kansas state charitable institutions are hereby authorized to adopt plans and specifications, and engage suitable architects and superintendents, necessary for the construction of said building provided for in this act, under such instructions and directions as they may give.

Board to adopt plans.

SEC. 5. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXIX.

ASYLUM FOR FEEBLE-MINDED.

AN ACT making appropriations for the current expenses of the Asylum for Feeble-Minded Youth, for the fiscal years ending June 30, 1888, and June 30, 1889, and to provide for the additional numbers to be admitted to the new building during the fiscal year ending June 30, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any

money in the treasury not otherwise appropriated, for the current support of the asylum for feeble-minded youth: For the fiscal year ending June 30, 1888: For the maintenance and repairs, and pay of officers, teachers and employés, eighteen thousand dollars. For the fiscal year ending June 30, 1889: For maintenance and repairs, and pay of officers, teachers and employés, twenty thousand dollars. For the fiscal year ending June 30, 1887: For the support and tuition of additional number to be admitted during the year, two thousand dollars; for the purchase of team, harness, and two wagons, five hundred and fifty dollars; for the erection of barn, one thousand dollars; for the erection of coal house, two hundred dollars; for improvement of grounds and fencing, two hundred and fifty dollars; for removal from Lawrence to Winfield, three hundred and fifty dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in the first section of this act, upon vouchers verified by affidavit, and duly approved by the board of trustees having charge of the management of said asylum.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXX.

SOLDIERS' ORPHANS' HOME.

AN ACT to provide for the current support of the Soldiers' Orphans' Home, and for necessary improvements, furniture, and equipment therefor, for the fractional fiscal year ending June 30th, 1887, and the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any

money in the treasury not otherwise appropriated, for the current expenses of the soldiers' orphans' home, and for necessary improvements, furniture, and equipment therefor: For the fractional fiscal year ending June 30th, 1887—For current support, three thousand dollars; for steam heating, lighting, and plumbing, four thousand three hundred dollars; for finishing attic, fifteen hundred dollars; for furniture, kitchen equipment, and laundry machinery, six thousand dollars; for water supply, two thousand dollars. For the fiscal year ending June 30, 1888—For maintenance and repairs, and pay of officers, teachers, and employés, fourteen thousand dollars. For the fiscal year ending June 30, 1889—For maintenance and repairs, and pay of officers, teachers, and employés, sixteen thousand dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the purposes and amounts specified in the first section of this act, upon proper vouchers duly verified by affidavit and approved by the board of trustees having charge of the management of said soldiers' orphans' home.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XXXI.

AGRICULTURAL COLLEGE.

AN ACT making appropriations to the Kansas State Agricultural College for the fiscal years ending June 30, 1888, and June 30, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums are hereby appropriated, out of any money not otherwise appropriated, from the state treasury, to be used under the direction of the board of regents

any money in the state treasury not otherwise appropriated, for the payment to the several counties of the state for the support of destitute insane persons, as hereinbefore provided, during the fiscal year ending June thirtieth, eighteen hundred and eighty-nine.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for so much of these appropriations as may be necessary for the purposes specified in section one of this act: *Provided*, That no claim shall be audited or allowed unless an itemized statement of all expenses incurred by such counties, in support of such insane persons, shall be presented to the auditor of state, properly verified by affidavit in writing, stating that said claim is just and correct, and that application has been made to the superintendent of some one or more of the insane asylums of this state for admission of such insane persons therein, and that such admission has been refused; and said affidavit and statement shall be accompanied by the certificate of the superintendent of such insane asylum, stating the time said application was made and refused, and the reasons for such refusal.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XL.

STATE AGENT.

AN ACT to provide for the payment of the Agent of the State of Kansas for prosecuting claims against the United States.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the sum of forty dollars, or so much thereof as may be necessary, is hereby appropriated out of the gen-

eral revenue fund, for the fiscal year ending June 30th, 1888, to pay Samuel J. Crawford, state agent, as compensation for services and expenses in securing to the state indemnity school lands: *Provided*, That there shall be paid to said agent, on the lands as certified, a sum equal to ten per centum of the lands so secured, estimating the said lands at one dollar and twenty-five cents per acre: *And provided further*, That no money shall be drawn from the treasury in pursuance of section one of this act until said indemnity schools lands shall have been duly certified to the state by the proper officers of the United States.

SEC. 2. That the following sums, or as much thereof as may be necessary to pay the agent of the state of Kansas ten per centum on moneys collected by him as five per centum on sales of public lands in former Indian reservations: For the fiscal year ending June thirtieth, 1888, seven thousand three hundred seventy-nine dollars and three cents; for the fiscal year ending June 30th, 1889, two thousand dollars: *Provided*, That no part of the sum appropriated by this section shall be drawn until the money shall have been paid into the state treasury as five per centum on sales of lands in former Indian reservations.

SEC. 3. The auditor of state is hereby authorized to draw his warrant on the state treasurer for the several amounts herein mentioned, upon itemized accounts duly sworn to.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLI.

PENITENTIARY.

AN ACT making appropriations for the State Penitentiary for the fiscal years ending June 30th, 1888, and June 30th, 1889, and for the deficiency from the year ending June 30th, 1887, and for a contingent fund for the State Penitentiary for the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, to the state penitentiary:

No.	*For what purpose.*	*1888.*	*1889.*
	SALARIES.		
1	Warden	$2,000 00	$2,000 00
2	Deputy warden	1,200 00	1,200 00
3	Clerk	1,200 00	1,200 00
4	Assistant clerk	720 00	720 00
5	Physician	1,500 00	1,500 00
6	Chaplain	1,000 00	1,000 00
7	Storekeeper	720 00	720 00
8	Engineer	1,200 00	1,200 00
9	First assistant engineer	900 00	900 00
10	Second assistant engineer	720 00	720 00
11	Turnkey	600 00	600 00
12	First assistant turnkey	500 00	500 00
13	Second assistant turnkey	500 00	500 00
14	Superintendent of clothing department	600 00	600 00
15	Messenger	500 00	500 00
16	Steward	500 00	500 00
17	Assistant steward	500 00	500 00
18	Superintendent of buildings	720 00	720 00
19	Superintendent of masonry	720 00	720 00
20	Yard master	600 00	600 00
21	Matron	500 00	500 00
22	Assistant matron	400 00	400 00
23	20 shop officers, at $500 each	10,000 00	10,000 00
24	20 guards, at $400 each	8,000 00	8,000 00
25	7 night watchmen, at $500 each	3,500 00	3,500 00
26	Farmer	500 00	500 00
27	Board for 1,100 convicts and employés, at 15 cents per day	60,225 00	60,225 00
28	Material for clothing and shoes, at $11 *per capita*	11,000 00	11,000 00
29	Bedding	1,800 00	1,800 00

No.	For what purpose.	1888.	1889.
30	Convict earnings, as provided by law	$9,500 00	$9,500 00
31	Keepers' uniforms, as provided by law	2,000 00	2,000 00
32	Wood and coke for bake ovens and cooking ranges	1,000 00	1,000 00
33	Medicine and hospital supplies	1,000 00	1,000 00
34	Sanitary supplies	1,400 00	1,400 00
35	Tobacco for convicts	1,350 00	1,350 00
36	Library books	500 00	500 00
37	School books	200 00	200 00
38	Stationery and stamps for prisoners	500 00	500 00
39	Stationery and books for office	250 00	250 00
40	Advertising and printing	350 00	350 00
41	Lighting	1,500 00	1,500 00
42	Kitchen and dining-room furniture	700 00	700 00
43	Stoves and ranges	450 00	450 00
44	Cell furniture	300 00	300 00
45	Machinery repairs	1,000 00	1,000 00
46	Machinery oils	400 00	400 00
47	Feeding and shoeing stock	1,500 00	1,500 00
48	Rewards, freights, etc	1,400 00	1,400 00
49	Discharged-convict clothing	1,500 00	1,500 00
50	Repairs on steam-heating apparatus	1,500 00	1,500 00
51	Water-pipe and cistern repairs	400 00	400 00
52	Repair shops	1,000 00	1,000 00
53	Carpenter shop and repairs	500 00	500 00
54	Telephones	175 00	175 00
55	Paint	500 00	500 00
56	Harness leather and harness repairs	150 00	150 00
57	Repairs to steam fire engines	550 00	.....
58	Night watchman, electric clock	600 00	.....
59	Completing reservoir, water works	1,500 00	.....
60	Building hay barn on farm	500 00	.....
61	Repairs on boilers	450 00	450 00
62	Tiling in main corridor, center building	950 00	.....
63	Furniture for main building	600 00	600 00
64	Hose and hose reel	800 00	.....
65	Iron lathe, drill press and pipe machine	2,500 00	.....
65½	For grading and macadamizing road running south from penitentiary	500 00	500 00
66	For building new cell house	17,500 00	17,500 00
67	For building female prison	6,000 00	.....
68	For building insane ward	8,000 00	.....
	SALARIES FOR COAL SHAFT EMPLOYÉS.		
69	Superintendent	2,000 00	2,000 00
70	Engineer	1,080 00	1,080 00
71	Assistant engineer	800 00	800 00
72	Pit boss	900 00	900 00
73	Two pit and fire bosses, at $720 each	1,440 00	1,440 00
74	Weigh clerk	800 00	800 00
75	Fifteen mine officers, at $600 each	9,000 00	9,000 00
76	One top officer	720 00	720 00

76½ For the purchase of land during the fiscal year ending June 30, 1887, twenty-four thousand five hundred dollars.

For the payment of royalty on coal during the fiscal year 1888, four thousand dollars.

For the payment of royalty on coal during the fiscal year 1889, four thousand dollars.

SUPPLIES, ETC., FOR COAL SHAFT.

No.	*For what purpose.*	*1888.*	*1889.*
77	Lumber	$1,500 00	$1,500 00
78	Pit-posts	1,000 00	1,000 00
79	Ties	600 00	600 00
80	Iron	600 00	600 00
81	Steel	150 00	150 00
82	Railroad iron	1,875 00	1,875 00
83	Railroad spikes	160 00	160 00
84	Nails and spikes	120 00	120 00
85	Wire ropes	720 00	720 00
86	Nuts	60 00	60 00
87	Rivets	40 00	40 00
88	Powder	200 00	200 00
89	Fuse	50 00	50 00
90	Candle-wick	100 00	100 00
91	Miners' and safety lamps	150 00	150 00
92	Miners' pick handles	150 00	150 00
93	Dirt shovels	175 00	175 00
94	Grease	180 00	180 00
95	Miners' oil and machinery oil	2,500 00	2,500 00
96	Car wheels and boxes	450 00	450 00
97	Fire brick	150 00	150 00
98	Bell wire	20 00	20 00
99	Caps for fuse	100 00	100 00
100	Lag-screws	25 00	25 00
101	Repairs for boilers	250 00	250 00
102	Repairs for engines	500 00	500 00
103	Machinery for elevating and screening slack coal	1,000 00	.....

For deficiency for the fiscal year ending June 30th, 1887: For clothing and shoes, one thousand dollars; for feeding and shoeing stock, five hundred dollars; for tobacco, one hundred dollars.

SEC. 2. The auditor of state is hereby authorized to issue his warrant upon the state treasurer for the amounts and purposes specified in section one of this act, or so much thereof as may be necessary to liquidate all such accounts as may be presented to him, in accordance with section seventeen of "An act in relation to the state penitentiary," approved March third, eighteen hundred and sixty-eight.

SEC. 3. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, to the state penitentiary,

to be known as a contingent fund, to wit: For the fiscal year ending June 30th, 1888, ten thousand dollars; for the fiscal year ending June 30th, 1889, ten thousand dollars.

SEC. 4. In case for any unforeseen reasons any specific appropriation should become exhausted, or for any other extraordinary reason it should become necessary to make an expenditure of money for the benefit of the penitentiary or its appurtenances, the warden of the penitentiary shall make an estimate for the sum, minutely stating the purposes for which the money estimated is to be expended: such estimate and statement shall be submitted to the board of directors of the penitentiary, and if approved by said board of directors, such estimate, with the statement for what purposes the money is to be expended, thus approved by the board of directors, shall be submitted to the executive council of the state at any regular or special meeting thereof, and if approved by said executive council, the auditor of state shall issue his warrant upon the treasurer of state for the amount estimated for by the warden, and the treasurer shall pay the warrant out of the contingent fund appropriated in section three of this act; but such money shall be expended for no other purpose than that which is designated in the estimate upon which the auditor draws his warrant.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLII.

ASYLUM FOR THE BLIND BUILDINGS.

AN ACT making appropriations for the erection of the north wing of the Institution for the Education of the Blind, and for the purchase of furniture for the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money

in the treasury not otherwise appropriated, for the erection of the north wing of the institution for the education of the blind, and for the purchase of furniture for the same.

For the fiscal year ending June 30th, 1888: For the erection of the north wing of the institution for the education of the blind, including the steam heating, and the purchase of furniture therefor, nine thousand dollars.

For the fiscal year ending June 30th, 1889: For the erection of the north wing of the institution for the education of the blind, including the steam heating, and the purchase of furniture for the same, nine thousand dollars.

SEC. 2. The work herein contemplated shall be performed under the direction of the board of trustees having charge of the management of said institution. Said board shall adopt plans and specifications and award the contract for said work to the lowest and best bidder, after proper advertisement in three newspapers of general circulation in the state. Separate bids may be received for any part of the work. The board shall have power to employ an architect, at an expense of not to exceed four hundred dollars.

SEC. 3. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the purposes and amounts specified in the first section of this act, upon proper vouchers, verified by affidavit and approved by said board of trustees.

SEC. 4. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLIII.

ASYLUM FOR THE BLIND—CURRENT SUPPORT.

AN ACT making appropriations for the current support of the Institution for the Education of the Blind, for the fiscal years ending June 30, 1888, and June 30, 1889, and for sidewalk and fences for the fiscal year ending June 30, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for the current support of the institution for the education of the blind, and for sidewalk and fences, for the fiscal year ending June thirtieth, 1887: For construction of sidewalk and repair of fences, five hundred dollars. For the fiscal year ending June thirtieth, 1888: For maintenance and repairs, ten thousand two hundred and sixty-three dollars; for pay of officers, teachers and employés, eight thousand six hundred and twenty-seven dollars. For the fiscal year ending June thirtieth, 1889: For maintenance and repairs, ten thousand two hundred and sixty-three dollars; for pay of officers, teachers and employés, eight thousand seven hundred and seventeen dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrants upon the treasurer of state for the purposes and amounts specified in the first section of this act, upon properly verified accounts, duly approved by the board of trustees having charge of the management of said institution.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLIV.

INDUSTRIAL REFORMATORY.

AN ACT making appropriations for the State Industrial Reformatory at Hutchinson, Kansas, for the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

Appropriation.

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to the state industrial reformatory at Hutchinson: For the construction of the office building, the main center building, the completion of the cell block already begun, including the construction of the pavilion for polytechnic shops and school, the completion of dining-room, kitchen, laundry, bakery, and boiler-house buildings, according to the original plans thereof, approved by the governor and on file in the office of the secretary of state, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, fifty thousand dollars; for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, fifty thousand dollars: *Provided*, That not more than fifteen hundred dollars shall be expended for the preparation of additional plans if any be needed, and for specifications and working plans.

Office building, and main center building, etc.

Additional plans.

Work not performed by convict labor to be by contract.

SEC. 2. All work not performed by convict labor, and all materials furnished in carrying out the purposes of this act, shall be upon contract, which shall be by the said board let to the lowest responsible bidder, after notice of the time and place for receiving bids for the work or materials shall have been given for at least thirty days by publishing such notice in at least three newspapers of general circulation in the state of Kansas; and when said commissioners shall award any contract for the erection of the buildings provided for in this act, or for furnishing materials for the same, they shall require the person or persons to whom any contract or sub-contract may be awarded, to enter into a good and sufficient bond to the state of Kansas. Said bond or deposit of money shall be good for all material and labor furnished for said building

Thirty days' notice of letting.

Contractor or sub-contractor to give bonds.

by said contractor or sub-contractor, with sureties to the satisfaction of said commissioners, in such amount and with such conditions as the said board of commissioners may determine. The said board of commissioners shall have power to require each bidder to accompany his or their bid with such bond or deposit of money as they shall prescribe in the notice for bids, and shall have power to reject any or all bids and advertise for new proposals.

Bidders may be required to give bond, or deposit money.

SEC. 3. The industrial reformatory commissioners are hereby authorized to make requisition upon the warden of the state penitentiary for such number of convicts as can be utilized, not exceeding one hundred and twenty-five, to be used as laborers in the construction of said reformatory; the care and custody of which shall be under the supervision of the warden of the penitentiary. The cost of maintenance and the direction of said convicts, including actual traveling expenses of the warden of the penitentiary incident to such supervision, shall be paid out of the appropriation herein made. The said reformatory commissioners are hereby authorized to erect temporary buildings and furnish the same, in order to properly and securely care and provide for the safe-keeping of said convicts, at an expense not to exceed six thousand dollars.

Commissioners to make requisition on warden of penitentiary for convicts, not to exceed 125.

Cost of maintenance to be paid out of this appropriation.

SEC. 4. The necessary expenses incurred by said warden in transferring said convicts from the state penitentiary to said industrial reformatory, and all necessary expenditures incurred by him in the care and custody of the same, earnings of convicts, as provided by law, and salaries of all officers and employés required by the provisions of this act, shall be paid by said board of reformatory commissioners out of the appropriations herein made: *Provided*, That the salaries of said officers shall not exceed that paid for like services at the state penitentiary.

Expenses of warden in care of convicts; how paid.

Proviso.

SEC. 5. The board of reformatory commissioners are hereby authorized to plant and cultivate, on the grounds of said industrial reformatory, an orchard of not to exceed forty acres, the cost and expenses of the same to be paid out of the appropriations herein made.

Grounds to be cultivated.

SEC. 6. The board of reformatory commissioners shall audit and pay all claims and accounts accruing under the provisions of sections three and four of this act, in the same manner provided by the law governing the auditing and paying of ac-

Reformatory commissioners to audit and pay all claims.

counts at the state penitentiary: *Provided*, That all expenses necessary for the transportation of convicts, for their subsistence, and expenditure for the temporary buildings for the care and protection and safe-keeping of said convicts, shall be paid, when incurred, out of any money in the state treasury not otherwise appropriated for the year 1887, and shall be charged up to the appropriation herein made for the fiscal year ending June 30, 1888, and shall be deducted therefrom.

SEC. 7. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in this act: *Provided*, That no warrant shall be drawn except upon an itemized voucher, sworn to by the party furnishing material or labor, countersigned and indorsed by the superintendent as true and correct, and duly approved by the said industrial reformatory commissioners or a majority of them.

SEC. 8. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLV.

LEGISLATIVE DEPARTMENT.

AN ACT making appropriations for the Legislative Department, enrolling and engrossing clerks, and committee clerks.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for the purposes hereinafter provided: For payment of per diem and mileage of the members of the legislature, and delegates, and lieutenant governor, for per diem of officers, clerks, messengers, and chap-

lains of both houses, chaplains to be paid at the rate of three dollars per day, the sum of twenty-seven thousand dollars. For per diem of enrolling clerks at the rate of three dollars per day, and for payment of engrossing legislative bills and resolutions, at the rate allowed by law: *Provided*, That the pay of enrolling clerks and for engrossing legislative bills and resolutions, shall be paid out of the appropriation for legislative stationery, furniture, and miscellaneous supplies for the legislature of 1887.

SEC. 2. The foregoing sum, or so much thereof as may be necessary, shall be paid in proportion to the service rendered, at the rate allowed by law; and the auditor of state is hereby authorized to issue his warrants upon the treasurer of state for the amounts specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLVI.

STATE PRINTING.

AN ACT making appropriations for State printing for the balance of the fiscal year ending June 30, 1887, and for the fiscal years ending June 30, 1888, and June 30, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the treasury not otherwise appropriated, for the purposes hereinafter stated: For the balance of the fiscal year ending June 30, 1887—For legislative printing, printing supreme court reports, session laws, and all reports, documents, circulars, blanks, blank books, or other bookbinding required by any

state officer or department, including the state board of agriculture, the state historical society, the insurance department, the state horticultural society, and all charitable, educational or reformatory institutions of the state, and all publications required to be done in newspapers, the sum of sixty thousand one hundred and sixty-eight dollars; and for paper and binding stock for the same, twenty-one thousand eight hundred and one dollars. For the fiscal year ending June 30, 1888—For legislative printing, printing supreme court reports, session laws, and all reports, documents, circulars, blanks, blank books, or other book making, printing or binding required by any state officer or department, including the state board of agriculture, the state historical society, insurance department, and all charitable, educational or reformatory institutions of the state, and all publications required to be done in newspapers, the sum of forty-five thousand two hundred and eighteen dollars; and for paper and binding stock for the same, fifteen thousand dollars. For the fiscal year ending June 30, 1889—For legislative printing, printing supreme courts reports, session laws, and all reports, documents, circulars, blank books or other book making, printing or binding required by any state officer or department, including the state board of agriculture, the state historical society, insurance department, the state horticultural society, and all charitable, educational and reformatory institutions of the state, and all publications required to be done in newspapers, the sum of thirty-eight thousand two hundred and fifty-one dollars; and for paper and binding stock for the same, thirteen thousand three hundred and sixty-one dollars.

SEC. 2. The auditor of state is hereby authorized to issue his warrants upon the treasurer of state for the purposes and amounts specified in section one of this act, or so much as may be necessary to liquidate all such accounts as may be presented to him: *Provided*, That no account shall be audited or allowed until it first be itemized and sworn to by the person to whom it is due, and such account approved by the officer having the appropriation in charge.

SEC. 3. That in all cases in which by the provisions of this act appropriations are made for a specific purpose named or cause stated, the officer or person having the charge of such appropriation shall not in any case, by any contract, act or proceeding, obligate the state of Kansas, at any time, to pay

a larger sum than herein specifically appropriated, and that in no case shall the amount paid exceed the fees in such cases provided by law.

SEC. 4. The secretary of state, in his biennial report, shall classify under department and state institution headings, all printing done by the state, giving date when and by whom ordered, when delivered and to whom, and aggregate cost of each order: *Provided*, That this section shall not relieve the secretary of state from keeping the account with the state printer in the manner now prescribed by law.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLVII.

EXECUTIVE AND JUDICIARY DEPARTMENTS.

AN ACT making appropriation for the Executive and Judiciary Departments of the State for the fiscal years ending June 30th, 1888, and June 30th, 1889, and for deficiencies for the fiscal year ending June 30th, 1887.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, out of any money in the treasury not otherwise appropriated, are hereby appropriated for the fiscal years ending June 30th, 1888, and June 30th, 1889:

EXECUTIVE DEPARTMENT.

For the fiscal year ending June 30th, 1888: Salary of governor, three thousand dollars; salary of private secretary, clerks and messenger, five thousand and four hundred dollars; contingent fund, telegraphing, postage, etc., three thousand five hundred dollars; rewards for arrests, five thousand

dollars; for pay of per diem and mileage, as provided by law, of census takers in newly-organized counties, two thousand dollars. For the fiscal year ending June 30th, 1889: Salary of governor, three thousand dollars; salary of private secretary, clerks and messenger, five thousand four hundred dollars; contingent fund, telegraphing, postage, etc., three thousand five hundred dollars; rewards for arrests, five thousand dollars.

TO THE LIEUTENANT GOVERNOR.

For the fiscal year ending June 30th, 1887: Lieutenant governor, member of board of railroad assessors, seven hundred dollars. For the fiscal year ending June 30th, 1888: Lieutenant governor, member of board of railroad assessors, five hundred dollars; for the fiscal year ending June 30th, 1889: Lieutenant governor, member of board of railroad assessors, one thousand dollars.

TO THE EXECUTIVE COUNCIL.

For the fiscal year ending June 30th, 1888: For stationery, one thousand five hundred dollars; light, three thousand dollars; freight on fuel, and hauling, one thousand dollars; ice, three hundred dollars; one engineer, one thousand dollars; one assistant engineer, nine hundred dollars; two firemen, one thousand two hundred dollars; two janitors, one thousand six hundred dollars; two assistant janitors, one thousand dollars; two mail carriers and department messengers, eight hundred dollars; one night watchman, nine hundred dollars; water rent, four hundred and fifty dollars; furniture, fixtures, and repairs, two thousand dollars; contingent expenses, two thousand dollars; for new coils and repairs of steam-heating apparatus in east and west wings of the state house, one thousand dollars. For the fiscal year ending June 30th, 1889: Stationery and supplies, one thousand five hundred dollars; light, three thousand dollars; freight on fuel, and hauling, one thousand dollars; ice, three hundred dollars; one engineer, one thousand dollars; one assistant engineer, nine hundred dollars; two firemen, one thousand two hundred dollars; two janitors, one thousand six hundred dollars; two assistant janitors, one thousand dollars; two mail carriers and department messengers, eight hundred dollars; one night watchman, nine hundred dollars; water rent, four hundred and fifty dollars; furniture, fixtures, and repairs, two thousand dollars; contingent expenses, two thousand dollars.

TO THE ADJUTANT GENERAL.

For the fiscal year ending June 30th, 1888: For salary of adjutant general, one thousand five hundred dollars; for contingent expenses, five hundred dollars; for salary of chief clerk, one thousand two hundred dollars; for additional clerk hire, one thousand two hundred dollars; for obtaining copies of volunteer rolls from Washington, to be paid out of money now in the hands of the adjutant general, five hundred dollars; for mileage and per diem of military board, five hundred dollars; for pay and expenses of company inspections by commanders of regiments, one thousand dollars. For the fiscal year ending June 30th, 1889: For salary of adjutant general, one thousand five hundred dollars; for contingent expenses, five hundred dollars; for salary of chief clerk, one thousand two hundred dollars; for additional clerk hire, one thousand two hundred dollars; for obtaining copies of volunteer rolls from Washington, to be paid out of money in hands of the adjutant general, five hundred dollars; for mileage and per diem of military board, five hundred dollars; for paying expenses of company inspection by regimental officers for the fiscal year ending June 30th, 1889, one thousand dollars; for deficiency for pay of militia at encampments, 1885 and 1886, to be paid during the fiscal year ending June 30th, 1887, fifteen thousand seven hundred and ninety-four dollars and forty-seven cents; for rent and fixtures of armories for militia companies for the fiscal year ending June 30, 1888, ten thousand dollars; for the fiscal year ending June 30, 1889, ten thousand dollars: *Provided*, That not more than three hundred dollars per year shall be allowed each organized company, and no allowance hereunder shall be made to any company unless such company is fully organized and equipped.

TO THE SECRETARY OF STATE.

For the fiscal year ending June 30th, 1888: Salary of secretary of state, two thousand dollars; salary of assistant secretary of state, one thousand eight hundred dollars; clerk hire, four thousand two hundred dollars; postage, express and contingent, one thousand dollars. For the fiscal year ending June 30, 1889: Salary of secretary of state, two thousand dollars; salary of assistant secretary of state, one thousand eight hundred dollars; clerk hire, four thousand two hundred dollars; postage, express and contingent, one thousand dollars.

TO THE AUDITOR OF STATE.

For the fiscal year ending June 30th, 1888: Salary of auditor of state, two thousand dollars; clerk hire, six thousand three hundred dollars; postage, express and contingent fund, seven hundred and fifty dollars. For the fiscal year ending June 30th, 1889: Salary of auditor of state, two thousand dollars; clerk hire, six thousand three hundred dollars; postage, express and contingent fund, eight hundred dollars. For the fiscal year ending June 30th, 1887: Clerk hire, six hundred dollars.

TO THE TREASURER OF STATE.

For the fiscal year ending June 30th, 1888: Salary of state treasurer, two thousand five hundred dollars; clerk hire, five thousand seven hundred dollars; salary of guard, one thousand dollars; contingent fund, one thousand two hundred dollars. For the fiscal year ending June 30th, 1889: Salary of state treasurer, two thousand five hundred dollars; clerk hire, five thousand seven hundred dollars; salary of guard, one thousand dollars; contingent fund, one thousand two hundred dollars. For the fiscal year ending June 30th, 1887: For additional clerk hire, six hundred dollars.

TO THE ATTORNEY GENERAL.

For the fiscal year ending June 30th, 1888: Salary of attorney general, two thousand five hundred dollars; salary of chief clerk, one thousand five hundred dollars; clerk hire, nine hundred dollars; stenographer, one thousand dollars; incidental and traveling expenses, one thousand dollars; postage and telegraphing, three hundred dollars. For the fiscal year ending June 30th, 1889: Salary of attorney general, two thousand five hundred dollars; salary of chief clerk, one thousand five hundred dollars; clerk hire, nine hundred dollars; stenographer, one thousand dollars; incidental and traveling expenses, one thousand dollars; postage and telegraphing, three hundred dollars. For deficiency for the fiscal year ending June 30th, 1887: On account of salary, four hundred and seventy-two dollars and thirty cents.

TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

For the fiscal year ending June 30th, 1888: Salary of state superintendent, two thousand dollars; traveling expenses, five hundred dollars; contingent, postage, express and telegraph-

ing, six hundred dollars; two clerks, one thousand dollars each, two thousand dollars; salary of assistant superintendent, one thousand five hundred dollars. For the fiscal year ending June 30th, 1889: Salary of state superintendent, two thousand dollars; traveling expenses, five hundred dollars; contingent, postage, express and telegraphing, six hundred dollars; two clerks, one thousand dollars each, two thousand dollars; salary assistant superintendent, one thousand five hundred dollars; for support of county normal institutes as provided by law: For the fiscal year ending June 30th, 1887, one hundred dollars; for the fiscal year ending June 30th, 1888, four thousand five hundred dollars; for the fiscal year ending June 30th, 1889, five thousand dollars.

TO THE STATE LIBRARIAN.

For the fiscal year ending June 30th, 1888: Salary of librarian, one thousand five hundred dollars; salary of assistants in library, nine hundred dollars; postage, freight charges, expressage and incidental expenses, four hundred dollars; for the purchase of books, two thousand dollars; for one-half of cost of the "Biologia Centrali Americani," two hundred dollars. For the fiscal year ending June 30th, 1889: Salary of librarian, one thousand five hundred dollars; salary of assistants in library, nine hundred dollars; postage, freight charges, expressage and incidental expenses, four hundred dollars; for the purchase of books, two thousand dollars. For the fiscal year ending June 30th, 1887: Cost of putting up four book cases in hall near library, each fourteen feet high, including panel doors, two coats of paint and the necessary locks, hinges and catches, complete, two hundred and eighty dollars; for remaining half of the cost of the zoölogical parts of the "Biologia Centrali Americani," by Godman & Salvin, two hundred dollars.

TO THE STATE BOARD OF RAILROAD COMMISSIONERS.

For the fiscal year ending June 30th, 1888: Salaries of commissioners, nine thousand dollars; salary of secretary, one thousand five hundred dollars; clerk hire and current expenses, two thousand dollars: *Provided*, That each commissioner shall devote his whole time to the duties of his office, and not engage in any other business. For the fiscal year ending June 30th, 1889: Salaries of commissioners, nine

thousand dollars; salary of secretary, one thousand five hundred dollars; clerk hire and current expenses, two thousand dollars: *Provided*, That each commissioner shall devote his whole time to the duties of his office, and not engage in any other business.

THE STATE BOARD OF AGRICULTURE.

For the fiscal year ending June 30th, 1888: Salary of secretary, two thousand dollars; clerk hire, two thousand six hundred dollars; postage, freight, expressage and telegraphing, one thousand eight hundred dollars; expenses of members of the board, five hundred dollars; contingent fund, five hundred dollars. For the fiscal year ending June 30th, 1889: Salary of secretary, two thousand dollars; clerk hire, two thousand six hundred dollars; postage, freight, expressage and telegraphing, one thousand eight hundred dollars; expenses of members of the board, five hundred dollars; contingent fund, five hundred dollars.

TO THE STATE HISTORICAL SOCIETY.

For the fiscal year ending June 30th, 1888: Salary of secretary, one thousand five hundred dollars; clerk hire and cataloguing, one thousand five hundred dollars, purchase of books, seven hundred and fifty dollars; postage, freight and contingent, five hundred dollars. For the fiscal year ending June 30th, 1889: Salary of secretary, one thousand five hundred dollars; clerk hire and cataloguing, one thousand five hundred dollars; purchase of books, seven hundred and fifty dollars; postage, freight and contingent, five hundred dollars; to Mamie Horn, for services rendered as clerk in the year 1885, to be paid in the fiscal year ending June 30th, 1887, two hundred and fifty dollars.

TO THE COMMISSIONER OF LABOR STATISTICS.

For the fiscal year ending June 30th, 1888: Salary of commissioner, one thousand dollars; clerk hire, one thousand dollars; traveling expenses, postage, telegraphing, expressage and contingent expenses, one thousand dollars. For the fiscal year ending June 30th, 1889: Salary of commissioner, one thousand dollars; clerk hire, one thousand dollars; traveling expenses, postage, telegraphing, expressage, and contingent expenses, one thousand dollars.

TO THE STATE MINE INSPECTOR.

For the fiscal year ending June 30th, 1888: Salary of state

mine inspector, two thousand dollars. For the fiscal year ending June 30th, 1889: Salary of state mine inspector, two thousand dollars.

INSURANCE DEPARTMENT.

For the fiscal year ending June 30th, 1888: Salary of superintendent of insurance, two thousand five hundred dollars; salary of assistant superintendent, one thousand five hundred dollars; clerk hire, nine hundred dollars; postage, telegraphing and express, four hundred dollars; traveling and contingent fund, two hundred dollars. For the fiscal year ending June 30th, 1889: Salary of superintendent, two thousand five hundred dollars; salary of assistant superintendent, one thousand five hundred dollars; clerk hire, nine hundred dollars; postage, telegraphing and express, four hundred dollars; traveling and contingent fund, two hundred dollars.

STATE BOARD OF PARDONS.

For the fiscal year ending June 30th, 1888: Per diem and expenses of members, two thousand five hundred dollars. For the fiscal year ending June 30th, 1889: Per diem and expenses of members, two thousand five hundred dollars.

LIVE-STOCK SANITARY COMMISSION.

For salary of state veterinarian, and for defraying expenses and per diem of the live-stock sanitary commission, to be paid out of the fund created under an act entitled "An act for the creation of a fund to defray the expenses and per diem of the live-stock sanitary commission of the state of Kansas:" For the fiscal year ending June 30th, 1888, three thousand dollars. For the fiscal year ending June 30th, 1889, three thousand dollars.

TO STATE BOARD OF HEALTH.

For the fiscal year ending June 30th, 1888: Salary of secretary, two thousand dollars; special sanitary work, five hundred dollars; expenses of state board, and to carry out the provisions of chapter 129, session laws of 1885, two thousand dollars. For the fiscal year ending June 30th, 1889: Salary of secretary, two thousand dollars; special sanitary work, five hundred dollars; expenses of state board, and to carry out the provisions of chapter 129, session laws of 1885, two thousand dollars.

JUDICIARY—SUPREME COURT.

For the fiscal year ending June 30th, 1888: For salary of

three judges, nine thousand dollars; for salary of reporter, two thousand dollars; for clerk hire for reporter, one thousand dollars; for compensation of one stenographer for each of the judges of the supreme court, at one thousand two hundred dollars each, three thousand six hundred dollars; for contingent fund for the court, four hundred dollars; for the clerk of the supreme court, for copying opinions and syllabi for the reporter, five hundred and fifty dollars; for costs of state cases, one hundred dollars; for telephone for use of supreme court and state library, fifty dollars; for bailiff to attend upon the sessions of the court, two hundred dollars. For the fiscal year ending June 30th, 1889: For salary of three judges, nine thousand dollars; for salary of reporter, two thousand dollars; for clerk hire for reporter, one thousand dollars; for compensation for one stenographer for each of the judges of the supreme court, at one thousand two hundred dollars each, three thousand six hundred dollars; for contingent fund for the court, four hundred dollars; for the clerk of the supreme court, for copying opinions and syllabi for the reporter, five hundred and fifty dollars; for costs of state cases, one hundred dollars; for telephone for use of the supreme court and state library, fifty dollars; for bailiff to attend upon the sessions of the court, two hundred dollars; for furniture and repairs in supreme court room and judges' rooms, three hundred and fifty dollars.

JUDICIARY—SUPREME COURT.

For deficiency from the fiscal year ending June 30th, 1887: For salary of commissioners of the supreme court, three thousand dollars; for contingent fund for court, one hundred dollars; to clerk of supreme court, for copying opinions and syllabi for reporter, one hundred dollars; for furniture and repairs in supreme court rooms, seven hundred dollars; for salary of three commissioners, nine thousand dollars; for contingent fund for the court, six hundred and fifty dollars; for the clerk of the supreme court, for copying opinions and syllabi for the reporter, eight hundred dollars; for salary of three commissioners, nine thousand dollars; for contingent fund for the court, six hundred and fifty dollars; for clerk of the supreme court, for copying opinions and syllabi for the reporter, eight hundred dollars; for salary for three stenographers for commissioners of supreme court for fiscal year ending June 30th, 1888, three thousand dollars; for salary of three stenog-

raphers for commissioners of supreme court for fiscal year ending June 30th, 1889, three thousand dollars; for the deficiency for salary of stenographers for commissioners of supreme court from fiscal year ending June 30th, 1887, one thousand dollars.

DISTRICT JUDGES.

For the fiscal year ending June 30th, 1888: Salaries of judges of twenty-four judicial districts, sixty thousand dollars. For the fiscal year ending June 30th, 1889: Salaries of judges of twenty-four judicial districts, sixty thousand dollars.

FISH COMMISSIONER.

For the fiscal year ending June 1888, fifteen hundred dollars. For the fiscal year ending June 30th, 1889, fifteen hundred dollars. Said moneys to be expended under the direction of the fish commissioner in stocking the waters of the state of Kansas with bass, German carp, and such other food fish as may be attainable and as he may consider adapted to our waters, and for propagation and protection of the same, and for payment of per diem and mileage of the state fish commissioner.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the amounts specified in the first section of this act.

SEC. 3. In all cases in which appropriations are made by the provisions of this act, except salaries fixed by law, the officer or person having charge of such appropriation shall in no case, by any contract, act or proceeding, obligate the state of Kansas at any time to pay a larger sum or sums than herein specifically appropriated; and no larger sum or sums shall ever be audited by the auditor or allowed or paid for the purposes herein mentioned, than herein appropriated.

SEC. 4. Any person to whom money is payable out of the appropriation provided for in this act, except salaries fixed by law, shall file with the auditor of state an itemized account, verified by his affidavit, that such account is just, correct, is due, and the expenditure was necessary and actually made. Such account shall be approved by the officer having charge of the appropriation.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLVIII.

FISH COMMISSIONER.

Whereas, A deficiency existed in the office of the state fish commissioner of the state of Kansas, prior to the session of the legislature of 1886, in the per diem of the commissioner, for ninety-five days in the discharge of the duties of his office, at three dollars per day, making a deficiency of two hundred and eighty-five dollars, which sum is yet due the commissioner: therefore,

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there be appropriated out of any money in the treasury not otherwise appropriated, the sum of two hundred and eighty-five dollars to the fish commissioner for the fiscal year ending June 30th, 1886.

SEC. 2. This act shall be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XLIX.

J. F. TUFTS.

AN ACT making an appropriation to pay J. F. Tufts for legal services performed as Assistant Attorney General.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. There is hereby appropriated out of any money in the treasury not otherwise appropriated, the sum of fourteen hundred and fifty dollars, to pay J. F. Tufts for legal services performed by him as assistant attorney general under the provisions of the prohibitory law.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purpose and amount specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER L.

REGENTS, TRUSTEES AND DIRECTORS STATE INSTITUTIONS.

AN ACT making appropriations to pay per diem and mileage of Regents and Trustees and Directors of State institutions for the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any moneys in the treasury, to pay the per diem and mileage of regents and

trustees of state institutions and directors of the state penitentiary: To the trustees of the state charitable institutions, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, five thousand dollars; for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, five thousand dollars; to the regents of the agricultural college, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, fifteen hundred dollars; for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, fifteen hundred dollars; to the directors of the state penitentiary, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, eighteen hundred dollars; and for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, eighteen hundred dollars; to the regents of the state university, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, one thousand dollars; for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, one thousand dollars; to the regents of the state normal school, for the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, one thousand six hundred dollars; for the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, one thousand six hundred dollars.

SEC. 2. The auditor of state is hereby authorized to issue his warrants upon the treasurer of state for the purposes and amounts specified in the first section of this act, or so much thereof as may be necessary to liquidate all such accounts as may be presented to him: *Provided*, That no account shall be audited or allowed unless upon an itemized statement, verified by oath or affirmation, showing that the funds appropriated are applied for the specific purpose only for which they were appropriated: *And provided further*, That in the auditing of accounts of regents, trustees and directors, no constructive mileage shall be allowed, and that no greater rate than ten cents per mile shall be allowed.

SEC. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER LI.

CONVEYING PRISONERS TO PENITENTIARY.

AN ACT making appropriations for conveying prisoners to the Penitentiary, for the fiscal year ending June 30, 1888, and June 30, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the following sums, or so much thereof as may be necessary, are hereby appropriated out of any moneys in the treasury not otherwise appropriated, for conveying prisoners: For the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, fifteen thousand dollars. For the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, fifteen thousand dollars: *Provided,* That the expenses incurred by the warden of the penitentiary in returning prisoners to any of the several counties of the state on order of the court, shall be paid from the appropriation hereinbefore provided for.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes stated in section one of this act, or so much thereof as may be necessary to liquidate all such claims as may be presented to him: *Provided,* That no warrant shall be drawn by the auditor unless upon itemized statements, verified by oath or affirmation, showing that the amounts charged therein are according to law, and to be approved by the attorney general: *And provided further,* That when any county has assumed and allowed such claims, the amount due such county shall be paid to the county treasurer, upon the certified statement of the county clerk.

SEC. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER LII.

STATE UNIVERSITY.

AN ACT to provide for the current expenses of the University of Kansas for the fiscal years ending June 30th, 1888, and June 30th, 1889; and further, to provide for apparatus and furniture, for the removal and enlargement of the steam-heating apparatus, and for repairing walls of the south wing of main building.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any money in the state treasury not otherwise appropriated, to the state university for the fiscal years ending June thirtieth, eighteen hundred and eighty-eight, and June thirtieth, eighteen hundred and eighty-nine, for the purposes hereinafter mentioned:

For the fiscal year ending June thirtieth, eighteen hundred and eighty-eight.—For salary of chancellor, three thousand dollars; for salary of professor of natural history, two thousand five hundred dollars; for salaries of eleven professors, twenty thousand two hundred and fifty dollars; for salary of the dean of the department of law, who shall devote his whole time to the duties of his office, two thousand five hundred dollars; for salary of preceptress, twelve hundred dollars; for salaries of eight assistants, eight thousand dollars, of which sum five thousand dollars shall be paid out of the income from the university endowment fund; for salary of clerk and bookkeeper, nine hundred dollars; for salaries of superintendent engineer and four janitors, two thousand one hundred dollars; for salary of librarian, six hundred dollars; for fuel, lights, and fireman, two thousand and eighty dollars; for labor in laboratories, four hundred and fifty dollars; for chemicals and apparatus, three hundred and fifty dollars; for additions to cabinets, five hundred dollars; for maps, charts, and illustrative apparatus, five hundred dollars; for advertising, two hundred and fifty dollars; for printing meteorological reports, fifty dollars; for improving grounds, four hundred dollars; for additions to library, one thousand dollars; for care of museum and collection of specimens, five

hundred dollars; for apparatus in electrical engineering, three thousand dollars; for microscopes and accessories, three hundred and fifty dollars; for furnishing Snow hall, steam-heating apparatus, two thousand two hundred dollars; chairs and tables for lecture room, one thousand dollars; cabinet cases, tables, etc., for laboratories, one thousand five hundred dollars; water fixtures, basins, etc., five hundred dollars; gas fixtures, seven hundred dollars; for repairing walls of the south wing of the main building, five thousand dollars: *Provided,* That this appropriation shall not be expended unless it shall be made to appear to the board of regents that the sum herein appropriated will permanently protect the walls; for sewers and drainage pipes, five hundred dollars; for removal and enlargement of engine house, and for boilers, sixteen thousand dollars; for the introduction of water from the city water works, five hundred dollars; for blackboards, two hundred dollars.

For the fiscal year ending June thirtieth, eighteen hundred and eighty-nine.—For salary of chancellor, three thousand dollars; for salary of professor of natural history, two thousand five hundred dollars; for salaries of eleven professors, twenty thousand two hundred and fifty dollars; for salary of dean of department of law, who shall devote his whole time to the duties of the office, two thousand five hundred dollars; for salary of preceptress, twelve hundred dollars; for salaries of eight assistants, eight thousand dollars, of which sum five thousand dollars shall be paid out of the income from the university endowment fund; for salary of clerk and book-keeper, nine hundred dollars; for salaries of superintendent, engineer, and four janitors, twenty-one hundred dollars; for salary of librarian, six hundred dollars; for fuel, lights, and fireman, two thousand and eighty dollars; for labor in laboratory, four hundred and fifty dollars; for chemicals and apparatus, three hundred and fifty dollars; for addition to cabinets, five hundred dollars; for maps, charts, and illustrative apparatus, five hundred dollars; for advertising, two hundred and fifty dollars; for printing meteorological reports, fifty dollars; for improving grounds, four hundred dollars; for additions to library, one thousand dollars; for care of museum and collecting specimens, five hundred dollars; for apparatus in electrical engineering, two thousand dollars; for

apparatus in the department of engineering, twenty-five hundred dollars.

SEC. 2. The remainder of the income fund of said university for the fiscal years ending June thirtieth, eighteen hundred and eighty-eight, and June thirtieth, eighteen hundred and eighty-nine, shall constitute a contingent fund for incidental expenses. In their report the regents shall set forth an itemized statement of each expenditure under the provisions of this act.

SEC. 3. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purposes and amounts specified in this act, or so much thereof as may be necessary to liquidate all such claims as may be presented to to him: *Provided*, That no account shall be audited unless an itemized statement is furnished, verified by affidavit, showing that said appropriations are to be applied for the specific purposes only for which they were appropriated.

SEC. 4. In all cases in which by the provisions of this act appropriations are made for specific purposes named or causes stated, the officer or person having charge of such appropriation shall in no case, by any contract, act, or proceeding, obligate the state of Kansas at any time to pay a larger sum than is herein specifically appropriated.

SEC. 5. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER LIII.

MISCELLANEOUS EXPENSES.

AN ACT making appropriations for miscellaneous purposes.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The following sums, or so much thereof as may be necessary, are hereby appropriated out of any moneys

in the state treasury not otherwise appropriated, for miscellaneous purposes:

1. To Gertrude E. Crane, for services rendered in sale of state school lands in Sheridan, Thomas and Sherman counties, two hundred and sixteen dollars.

2. To Sutton and Soper, for attorneys' fees in school land cases of state of Kansas against J. V. Daugherty and Thomas Hunt, in the district court of Ford county, two hundred dollars: *Provided*, That this sum shall be accepted in full payment of all demands against the state for such service.

3. To C. L. Calvert, for services and mileage as census taker for Seward county, two hundred and ten dollars and twenty-four cents.

4. To Morris Stine, for services and mileage as census taker for Cheyenne county, one hundred and sixty-one dollars and eighty-eight cents.

5. To E. F. Henderson, for services and mileage as census taker for Morton county, two hundred and sixty-eight dollars and fifty cents.

6. To J. W. Calvert, for services and mileage as census taker for Stevens county, two hundred and sixty dollars and seventy-six cents.

7. To Charles S. Reed, for services and mileage as census taker for Scott county, one hundred and sixty-two dollars and twenty-four cents.

8. To W. D. Brainard, for services and mileage as census taker for Wichita county, one hundred and eighty dollars and thirty cents.

9. To O. T. McCormick, for services and mileage as census taker for Sherman county, two hundred and ninety-one dollars and sixty cents.

10. To C. W. Olmstead, for services and mileage as census taker for Kiowa county, one hundred and thirty-eight dollars.

11. To I. N. Graves, for services and mileage as census taker for Meade county, two hundred and twenty-six dollars and sixty-eight cents.

12. To Mrs. A. M. McGhee, for services as enrolling clerk at the special session of the legislature in eighteen hundred and eighty-six, fifteen dollars.

13. To B. F. Wallace, to correct error in computation for mileage as representative from 109th representative district in the legislature of 1885 and 1886, seventy-five dollars.

14. To John Severance, for services and mileage as commissioner of the industrial reformatory, one hundred and thirteen dollars and forty cents.

15. To C. W. Roberts and W. S. Vancleave, for labor and material furnished for the Kansas exhibit at the World's Exposition at New Orleans, the sum of two hundred and fifty dollars each.

16. To G. F. Sutton, for services and mileage as census taker for Lane county, one hundred and sixty-six dollars and thirty-two cents: *Provided*, That the same shall be accepted in full payment for all demands for such service.

17. To L. F. Jones, for services and mileage as census taker for Gove county, one hundred and fifty-one dollars and forty-four cents: *Provided*, That the same shall be accepted in full payment for all demands for such service.

18. To A. Chitwood, for mileage in making returns to state treasurer as treasurer of Thomas county, sixty-eight dollars and forty cents.

19. To W. G. Porter, for services and mileage as census taker for Thomas county, balance of account, fifty-two dollars and forty cents: *Provided*, That the same shall be accepted in full of all demands for such service.

20. To the Missouri and Kansas Telephone company, for rent of telephones for senate and house of representatives, as per resolution of house and senate, for session of eighteen hundred and eighty-seven, fifty dollars.

21. To the Excelsior Coke and Gas company, of Topeka, for deficiency from the year eighteen hundred and eighty-six, January 31st to March 2d, for gas for east wing of state capitol, two hundred and ninety-nine dollars and twenty cents. For gas for west wing of the state capital, one hundred and forty-seven dollars and eighty cents.

22. To R. S. Brigham, for lettering doors of postoffice and room of ways and means committee in senate chamber, five dollars.

23. To W. C. Jones, for amount of reward paid for arrest of J. C. Pusey, defaulting clerk of the penitentiary, two hundred dollars.

24. To M. Przybylowicz, for balance of account for wood and other claims against the state penitentiary, one hundred and twenty-five dollars, to be paid at the discretion of the

directors of the penitentiary: *Provided,* That the same shall be accepted as full payment of all demands for the same.

25. To R. G. Schamp, assignee of Isaac W. Taylor, to be paid out of the permanent school fund, for reimbursement for duplicate payments in purchase of school lands, thirteen dollars. The school fund commissioners are hereby authorized and directed to draw their warrants on the permanent school fund for the same.

26. To R. G. Schamp, assignee of Isaac W. Taylor, to be paid out of the annual school fund for duplicate payments of interest on purchase-price of school lands, seven dollars and two cents. The school fund commissioners are hereby authorized and directed to draw their warrant on the permanent school fund for the same.

27. To the county of Hodgeman, to be paid out of the county treasury thereof, for maintenance of destitute insane persons as provided by law, as per itemized voucher attested by the county clerk of said county, two hundred and seventy-three dollars.

28. For the purpose of paying for the publication of house joint resolution No. 4, passed by the legislature of 1885, submitting to the electors of the state an amendment to the constitution increasing the number of justices of the supreme court, nine thousand nine hundred and forty-five dollars and sixty-one cents, as per vouchers on file in the office of the secretary of state.

29. For the payment of Philip P. Dunkin, for extra plastering done at the Osawatomie insane asylum in the years 1885 and 1886, six hundred and eighty-four dollars and ten cents.

30. For the payment of Moulton & Seip, for extra brick work and stone masonry done at Osawatomie insane asylum in the years 1885 and 1886, seven hundred and sixty-five dollars and ninety-five cents.

31. To A. P. Riddle, for per diem and mileage as lieutenant governor and member of board of railroad assessors, six hundred and nine dollars and fifteen cents.

32. To the agent for the sale of university lands, for postage and express charges and expenses incurred by order of the board of regents, for the fiscal years ending June thirtieth, 1887, June thirtieth, 1888, and June thirtieth, 1889, three

hundred dollars, being one hundred dollars for each of said years.

33. To J. E. Lucas, for hack hire conveying Boston Corbett, an insane person, from state house to city prison, two dollars.

34. To John C. Loss, for building-stone used by the state in constructing the water-works at the Kansas state penitentiary, four hundred dollars: *Provided*, That this amount shall be accepted as full payment for all the stone used in said water-works, and damage to land; and in consideration of said payment the said Loss agrees to allow the prison authorities to use all the dimension stone now quarried, and an additional amount sufficient to complete said water-works.

35. To C. A. Norton, sergeant-at-arms of the house, for mileage, four thousand two hundred and sixty-four miles, traveled in summoning witnesses in contest of C. J. Jones *vs.* H. P. Myton, with subpenas and copies of same for 89 witnesses, as per sworn voucher approved by W. H. Slavens, chairman committee on elections, three hundred and twenty-six dollars and seventy-eight cents.

36. To C. A. Norton, sergeant-at-arms of the house, for the expenses of committee on elections from Topeka to Lakin and return, as per sworn voucher approved by W. H. Slavens, chairman, one hundred and ninety-nine dollars and seventy-three cents.

37. For the purpose of paying fees and mileage of witnesses summoned in contest of C. J. Jones *vs.* H. P. Myton, to be paid upon sworn vouchers approved by the chairman of the house committee on elections, ninety-six dollars and forty cents.

38. To Solon Williams, for services as stenographer, railroad fare and transcript of testimony for committee on elections in contest, C. J. Jones *vs.* H. P. Myton, fifty-eight dollars and fifty cents.

38½. To E. C. Porter, for services as stenographer to special committee to investigate matter of W. J. Lea, twenty-five dollars.

39. For the purpose of erecting a school house on the grounds of the state penitentiary, to be expended under the direction of the board of directors and warden of the penitentiary, four hundred dollars.

40. To the county of Bourbon, to be paid to the county

treasurer thereof, for the care and maintenance of destitute insane persons as provided by law, as per itemized voucher of the county clerk of said county, seventeen hundred and twelve dollars and eleven cents.

41. To the county of Trego, to be paid to the county treasurer thereof, for costs incurred in criminal prosecutions in the unorganized counties of Gove, St. John and Wallace, attached to Trego county for judicial purposes, as per itemized fee-bills duly attested by the clerk of the district court of said county, as provided by law, ten hundred and twenty dollars and seventy-one cents.

42. To the county of Sheridan, to be paid to the county treasurer thereof, for costs incurred in criminal prosecutions in the unorganized counties of Thomas and Sherman, attached to Sheridan county for judicial purposes, as per itemized fee-bills, duly attested by the clerk of the district court of said county, one hundred and ninety-nine dollars and forty cents.

43. To the county of Thomas, to be paid to the county treasurer thereof, for costs incurred in criminal prosecutions in the unorganized county of Sherman, attached to Thomas county for judicial purposes, as per itemized fee-bill, duly attested by the clerk of the district court of said county, one hundred and five dollars and ten cents.

43½. To the county of Finney, to be paid to the county treasurer thereof, for costs incurred in criminal prosecutions in the unorganized counties of Hamilton and Stevens, as follows: In Hamilton county: The cause of The State *vs.* Henry Killen, State *vs.* T. A. Blunk, and The State *vs.* Albert Waller. In Stevens county: The cause of The State *vs.* J. W. Calvert, *et al.*, which such counties were attached to the county of Finney for judicial purposes, as per itemized fee-bill, duly attested by the clerk of the district court of said Finney county, in the sum of one thousand four hundred and sixty-six dollars.

44. To the county of Wabaunsee, to be paid to the county treasurer thereof, for costs adjudged against the state in case of The State of Kansas against S. H. Fairfield, *et al.*, brought in pursuance of a joint resolution of legislature of 1883, as per itemized fee-bill, duly attested by the clerk of the district court of said county, seventy-nine dollars and fifteen cents.

45. To E. O. Eitrim, for labor and material furnished for

steam-heating apparatus at the state reform school at Topeka, sixty-nine dollars and thirty-five cents.

46. To A. D. Urquhart, for expenses incurred in the prosecution of fraudulent settlements upon state school land in Sheridan, Thomas and Sherman counties, two hundred and seventeen dollars and fifty cents.

47. To the Topeka press club, for rent of room for use of house committee on ways and means, fifty dollars.

The following sums, or so much thereof as may be necessary, are hereby appropriated to pay the expenses and per diem of the state live-stock sanitary commissioners, as provided in section one hundred and twenty-four, page 942, compiled laws of Kansas:

48. To Harrison Kelly, sixty-eight dollars and five cents.

49. To J. F. White, four hundred dollars and twenty cents.

50. To J. W. Hamilton, forty-four dollars and seventy-two cents.

51. To W. A. Harris, one hundred and thirty dollars and fifty-nine cents.

The following sums, or so much thereof as may be necessary, are hereby appropriated to pay expenses in the following-named actions now pending in the United States courts, or courts of the state of Kansas:

52. For costs and necessary disbursements in case of The State of Kansas *vs.* School District No. 3, Chautauqua county —suit on one thousand four hundred dollars, school bonds belonging to permanent school fund, two hundred dollars.

53. For transcript for supreme court of the United States from clerk of the U. S. circuit court, in the case of The State, *ex. rel.* Tufts, *vs.* Ziebold & Hagelin — injunction against a brewery, two hundred dollars.

54. For advance costs of clerk and for printing record, etc., necessary to be paid upon the filing of the record in the supreme court, in the case of The State *vs.* Ziebold & Hagelin, five hundred dollars.

55. For costs and disbursements necessarily paid in the case of Pullman's Palace Car Company *vs.* H. H. Hayward, county treasurer Allen county, *et al.*, in the United States circuit court, two hundred dollars.

56. For costs and necessary disbursements actually paid in cases of The State of Kansas *vs.* H. C. Cross — suit to recover normal school lands illegally sold, two hundred dollars.

For costs and disbursements actually and necessarily paid in cases in which the state is a party or interested, two hundred dollars.

Total, one thousand five hundred.

To be paid upon fee-bill, duly verified by the clerk of the court in which the same is pending, after the approval thereof by the attorney general.

57. For making printer's copy of the house journal of the session of 1887, six hundred dollars, or so much thereof as may be necessary to pay for the same at the rate of ten cents per folio; said sum to be payable to H. L. Millard, chief clerk of the house of representatives, as his rights may appear. And for making printer's copy of the senate journal, session of 1887, four hundred and fifty dollars, or so much thereof as may be necessary to pay for the same at the rate of ten cents per folio; said sum to be payable to Clifford C. Baker, secretary of the senate, as his rights may appear; said house and senate journals to be paid for only upon duly authenticated vouchers, approved by the secretary of state. To H. L. Millard, for indexing house journal of 1887, two hundred dollars. To C. C. Baker, for indexing senate journal of 1887, two hundred dollars.

59. To E. A. Stauter, for cases for sergeant-at-arms' room, tables for committee rooms, and general repairs to furniture, ordered by resolution of the house, and to be paid out of the appropriation for legislative stationery, furniture and miscellaneous supplies for the legislature of 1887, six hundred and seventy dollars and twenty-two cents.

60. To E. R. Mason, clerk United States circuit court, Des Moines, Iowa, for copy of opinion of Judge D. J. Brewer in case of Pullman Palace Car Company *vs.* Twombly, *et al.*, ordered by senate committee on assessment and taxation, eight dollars and sixty cents.

62. For the payment of balance due to persons performing labor or furnishing materials in the erection of the asylum for idiotic and imbecile youth at Winfield, Kansas, twenty-two hundred and fifty dollars, or so much thereof as may be necessary: *Provided*, The same shall be paid on the order of the state board of charities: *And provided further*, That none of this appropriation shall be paid to the original contractors.

64. To A. H. Andrews & Co., for material furnished for

raising and repairing the east wing of the state insane asylum at Osawatomie, one hundred and fifty dollars.

65. For repairs of tents and arsenal for the year ending June 30, 1888, to be expended under the direction of the adjutant general, three hundred dollars.

66. To H. L. Millard, chief clerk of the house of representatives, for transcribing house journal, session of 1887, at the rate of 15 cents per folio, as authorized by house concurrent resolution No. 37, seven hundred and fifty dollars.

67. To Clifford C. Baker, secretary of the senate, for transcribing senate journal, session of 1887, at the rate of 15 cents per folio, as authorized by house concurrent resolution No. 37, six hundred and fifty dollars.

68. To S. O. McDowell, sergeant-at-arms, for five days' work after the adjournment of the legislature, 1887, twenty-five dollars.

69. To the Modoc club, for rent of room for committee on judicial apportionment, fifty dollars.

70. To Bell Smith, for washing towels for legislature, session of 1887, ten dollars.

71. For payment of expenses of joint committee, appointed by concurrent resolution of senate and house of representatives, to visit institute for the education of the deaf and dumb at Olathe, fifty-one dollars.

72. To William Sims, secretary of the state board of agriculture, for expenses of O. K. Swayze to Chicago and return, as proof-reader for the fifth biennial report of the state board of agriculture, ninety-four dollars and twenty cents.

73. To C. A. Norton, sergeant-at-arms, for subpenas and copies of same for ten witnesses summoned before committee appointed to investigate charges against representatives Bottorf and Potter, as members of house committee on elections, eleven dollars.

74. For the purpose of paying fees of witnesses summoned before committee appointed to investigate charges against representatives Bottorf and Potter as members of house committee on elections, fifteen dollars, to be paid upon sworn vouchers approved by M. A. Chambers, chairman committee on elections, fifteen dollars. To the secretary of state, for proof-reader in compiling the law of the present session of the legislature, one hundred dollars. To E. E. Totes, to be

paid out of permanent school fund for improvements made by claimant on the northeast quarter of the northwest quarter of section 16, township 24, range 23, forty-eight dollars, to be drawn from the school fund in the manner now provided by law for drawing appropriations from said fund. To Lester Wilson, for services as stenographer and transcribing proceedings of house investigating committee *in re* Bottorf and Potter, one hundred dollars, or so much thereof as may be necessary, not to exceed six dollars a day for the time actually engaged. One thousand dollars to the treasurer of Ellis county, Kansas, for the payment of fees due Charles Miller, sheriff of Ellis county, and fees of witnessess in the case of The State of Kansas *vs.* John Schyler, treasurer of Ellis county, to be paid on the presentation of the proper certificate from the clerk of the district court of Ellis county: *Provided,* That this amount shall be in full of all claims against the state, and that this amount shall be paid *pro rata* to the respective claimants in the case. To J. W. Cecil, of Morton county, sent as a delegate from said county, but not allowed a seat, one hundred and fifty dollars. To pay the expenses of delegates to the farmers' national congress for the year 1887, five hundred dollars; for the year 1888, five hundred dollars. For the payment of traveling expenses, postage, express charges, clerk hire, etc., of state mine inspector for the fiscal years 1886 and 1887, fourteen hundred dollars. To the governor, for the payment of the militia and providing for their subsistence and transportation when called into active service by authority of the commander-in-chief, for the fiscal year ending June 30th, 1888, five thousand dollars. To the governor, for the payment of the militia and providing for their subsistence and transportation when called into active service by authority of the commander-in-chief, for the fiscal year ending June 30th, 1889, five thousand dollars. To F. M. Higgason, assistant sergeant-at-arms, for five days' extra services, twenty-five dollars. To R. H. George, second assistant sergeant-at-arms, for five days' extra services, twenty-five dollars. To C. A. Norton, sergeant-at-arms, twenty-five dollars. To John Waller, assistant sergeant-at-arms, twenty-five dollars. To John F. Furness, doorkeeper, twenty-five dollars. For pay of metropolitan police commissioners as allowed by law, eight thousand dollars. For the erection of coal houses at state charitable institutions, to be paid during

the fiscal year ending June 30, 1888, two thousand dollars. To E. S. W. Drought, additional allowance on contract for erection of state reform school, five thousand dollars. For barn at state reform school, to be paid during the fiscal year ending June 30, 1888, two thousand dollars. For barn and grading grounds around the buildings, and for mantels, grates, heating and ventilating apparatus at the soldiers' orphans' home, five thousand dollars. For fire-escapes at institution for the education of the deaf and dumb, fifteen hundred dollars. To W. H. Ward, clerk of house committee of ways and means, extra service, forty dollars. J. Malcom Johnson, clerk committee on judiciary, forty dollars. Geo. W. Crane, assistant journal clerk, forty dollars. Will T. Walker, assistant chief clerk, forty dollars. T. J. Jackson, journal clerk of the house of representatives, forty dollars. Joel Moody, assistant secretary of senate, forty dollars. Aaron Jetmore, docket clerk of senate, forty dollars. W. J. Wilson, journal clerk, forty dollars. Wm. B. Taylor, clerk committee of ways and means of senate, forty dollars; and Mrs. L. N. Watkins, clerk of committee on judiciary of senate, forty dollars. All allowances herein made for payment to counties for maintenance of insane paupers, and court fees in criminal and civil cases, and to county officers for costs in unorganized counties, shall be paid at the rates allowed by law on sworn vouchers approved by the attorney general. For the fiscal year ending June 30, 1887, for payment of salaries of five additional district judges, as provided for by the legislature of 1887, the sum of four thousand dollars; and for five judges for the fiscal year ending June 30, 1888, twelve thousand five hundred dollars; and for five judges for the fiscal year ending June 30, 1889, twelve thousand five hundred dollars.

SEC. 2. The auditor of state is hereby authorized to draw his warrant upon the treasurer of state for the purposes and amounts specified in the first section one of this act, or so much thereof as may be necessary to liquidate all such claims as may be presented to him: *Provided*, That no account shall be audited or allowed unless upon itemized voucher, duly verified by the claimant or officer to whom the same is made.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 8, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LIV.

ADDITIONS TO STATE NORMAL SCHOOL.

AN ACT to provide for additions to the State Normal School building, at Emporia.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The sum of twenty-five thousand dollars for the fiscal year ending June 30th, eighteen hundred and eighty-eight, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for the erection on the grounds of the state normal school, at Emporia, of additions to the present state normal school building.

SEC. 2. The auditor of state is hereby authorized to draw his warrants on the treasurer of state for the purpose and amounts specified in section one of this act, or so much thereof as may be necessary for the payment of all claims incurred in carrying out the provisions of this act that may be presented to him: *Provided*, That no accounts shall be audited unless an itemized statement thereof is furnished, verified by the affidavit of the claimant and approved by the board of regents of the state normal school.

SEC. 3. The board of regents of the state normal school shall have charge of the appropriations specified in this act; but they shall not by any contract, act or proceeding under the provisions hereof, obligate the state of Kansas at any time to pay a larger sum than herein specifically appropriated, nor shall any portion of this appropriation be used for any other purpose than the erection of additions to the state normal school building.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LV.

REAL ESTATE IN CITIES OF FIRST AND SECOND CLASS.

AN ACT relating to the assessment and collection of taxes, and amendatory of section 43, chapter 34 of the laws of 1876.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section forty-three of chapter thirty-four of the session laws of 1876, being an act to provide for the assessment and collection of taxes, be amended so as to read: Sec. 43. It shall be the duty of the township or city assessor, in the year eighteen hundred and seventy-six, and in every second year thereafter, to list in numerical order, in the name of the owner, all the real property in his township or city, as the case may be, liable to assessment and taxation, and assess the same at its value in money: *Provided*, That in cities of the first and second class the council may by ordinance order an assessment of real estate in such city, in the manner provided in this act, in the odd years, and all the provisions of this act relating to the assessment of real estate in the even years shall apply to any such assessment ordered by the council of any such city.

SEC. 2. Section forty-three, chapter thirty-four, of the session laws of 1876, is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office,

and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LVI.

CLIFTON WATER POWER COMPANY.

AN ACT to authorize the townships of Mulberry, in Clay county, and Clifton township, in Washington county, and the city of Clifton, in Clay and Washington counties, to vote bonds and subscribe to the capital stock of the Clifton Water Power Company.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the townships of Mulberry, in Clay county, and Clifton, in Washington county, and the city of Clifton, in Clay and Washington counties, are hereby authorized to issue the bonds of said townships and city, not exceeding twenty-five thousand dollars each, and to subscribe for stock in said corporation and pay for the same with said bonds, said bonds to draw not exceeding six per cent. per annum, and to be payable in not less than twenty nor more than thirty years: *Provided*, That said stock shall not be subscribed or bonds issued until authorized by a majority of the votes cast by the electors of said townships or city, at an election to be held under the general election laws of the state of Kansas, to be held July 26, 1887, or at any subsequent time, upon a petition of two-fifths of the legal voters, called in like manner as provided by law to aid railroads.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 21, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LVII.

DELAWARE TOWNSHIP, JEFFERSON COUNTY, TO PROSPECT FOR COAL.

AN ACT authorizing Delaware township, in Jefferson county, to vote bonds not to exceed five thousand dollars, for the purpose of prospecting for coal.

Be it enacted by the Legislature of the State of Kansas:

To issue bonds not to exceed five thousand dollars.

SECTION 1. That the township trustee, treasurer and clerk of Delaware township, in Jefferson county, Kansas, be and they are hereby authorized and empowered to issue the bonds of said township, not to exceed in amount the sum of five thousand dollars, or so much thereof as may be necessary, for the purpose of prospecting for coal in the city of Valley Falls and vicinity, in said township.

Bonds to be not less than fifty dollars each, to bear seven per cent. interest.

SEC. 2. That said bonds shall be issued in sums of not less than fifty dollars each, payable in not to exceed five years, and at the pleasure of said township, after one year, and drawing interest at the rate of not to exceed seven per cent. per annum, payable semi-annually, on the first days of January and July in each year, at the office of the treasurer of Jefferson county:

Not to be sold for less than par.

Provided, That said bonds shall not be sold at less than par.

Question to be submitted to vote of electors.

SEC. 3. Said bonds shall not be issued until the question of issuing them shall be submitted at an election held for the purpose, which election shall be conducted in conformity with

Notice of election, how given.

the general election laws of the state of Kansas. The time of holding such election shall be designated by said trustee, treasurer and clerk, or a majority of them, who shall give notice of the time and place of holding such election by posting written or printed notices thereof in at least five public places in said township, and by publishing the same for four consecutive weeks in some weekly paper published in said

Notice to contain what.

township. Said notices shall contain a statement of the purpose for which and the condition on which the bonds are to be issued under this act.

Form of ballot.

SEC. 4. Each elector at such election shall be permitted to vote by depositing a ballot, written or printed thereon "For township coal-prospecting bonds," or "Against township coal-prospecting bonds;" and if a majority of legal votes cast, as

above provided, shall be for the bonds, the said bonds shall be issued, and not otherwise.

SEC. 5. The board of county commissioners of Jefferson county shall levy annually such a per cent. on taxable property of said township as shall be sufficient to pay the interest on all bonds issued under the provisions of this act as the same shall accrue, and to provide a sinking fund for the payment of said bonds. County commissioners to levy tax.

SEC. 6. The bonds issued under the provisions of this act, and the coupons thereto attached, shall be signed by the trustee, treasurer and clerk of said township, and shall be registered by the clerk of said township, and by the county clerk of Jefferson county, in books kept in offices for such purpose. Bonds and coupons to be signed.

SEC. 7. This act shall take effect and be in force from and after its publication in the Valley Falls *New Era* and the Valley Falls *Register*.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887; in the Valley Falls *New Era* March 24, 1887; and in the Valley Falls *Register* March 25, 1887.

E. B. ALLEN, *Secretary of State.*

CHAPTER LVIII.

RELATING TO CERTAIN MUNICIPAL BONDS.

AN ACT providing for the sale of certain municipal bonds to the board of commissioners of the state permanent school fund in certain cases, and prescribing a punishment for the violation of this act.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the several boards of county commissioners, boards of education of cities of the first and second class, and the officers of school districts and townships, and all other municipal officers who have charge of the sale of any bonds which the board of commissioners of the state perma-

nent school fund are authorized to purchase under the law, are hereby directed to sell such bonds to said board of commissioners of the state permanent school fund unless they can obtain a higher price therefor from other persons; and it shall be unlawful for any such municipal boards, members thereof or other municipal officers to sell any such bonds at par or less than par without having first offered such bonds to said board of commissioners of the state permanent school fund; and every municipal board or member thereof or other municipal officer who shall sell any such bonds to any other person at par, or for a sum less than par with interest accrued thereon to date of delivery of same, without having first given the board of commissioners of the state permanent school fund an opportunity to purchase same at par, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding five hundred dollars, or by imprisonment in the county jail not exceeding six months.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LIX.

SCHOOL DISTRICT NO. 24, RENO COUNTY.

AN ACT to authorize school district number twenty-four, in Reno county, to vote for and issue school bonds for the purpose of building a school house and purchasing a site therefor, in the city of Nickerson.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the proper school officers of school district number twenty-four, in Reno county, be and they are hereby authorized to call a meeting of the qualified voters of said school district at any time after the fifteenth day of March,

A. D. 1887, at which school meeting there may be submitted to such voters the question of issuing the school bonds of said school district, not exceeding the sum of fifteen thousand dollars, for the purpose of erecting and building a school house, and purchasing a site therefor, in the city of Nickerson.

SEC. 2. That if a majority of the voters voting at such school meeting shall authorize the issue of school bonds for the purposes aforesaid, the school officers of said district may issue and dispose of said bonds for the building of said school house, and the purchasing of a site therefor, in the manner provided by law for issuing and disposing of school bonds for such purposes; and said bonds shall be made payable and shall bear the same rate of interest in the manner provided by law for such bonds, and not otherwise.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LX.

SCHOOL DISTRICT NO. 1, MORTON COUNTY.

AN ACT to authorize School District No. 1, in Morton county, to vote for and issue school bonds for the purpose of building a school house in the town of Taloga.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the proper officers of district number one, in Morton county, are hereby authorized to issue the bonds of said school district not to exceed in amount the sum of three thousand dollars, for the purpose of building and erecting a school house in said district in the town of Taloga, which bonds shall be issued, disposed of and paid as is provided by the law governing the issue of school bonds gener-

ally in school districts, except as governed by the limitations in this act.

SEC. 2. That before such bonds shall be issued the board of said school district shall submit the question of issuing said bonds to the voters of said district at some election called by them for that purpose, notice of which shall be given and its conduct shall be as is now provided by law for the voting of bonds on school districts generally, and if a majority of the voters at such election shall be in favor of such bonds, then they shall be issued and the school house built as provided by law: *Provided, however*, They shall not be issued until the proprietors and owners of the original town site of the town of Taloga shall donate and convey to said school district for a school house site at least six lots eligibly situated in said town.

SEC. 3. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXI.

CITY OF BUNKER HILL, RUSSELL COUNTY, PURCHASE STOCK OF BUNKER HILL WATER COMPANY.

AN ACT to authorize the city of Bunker Hill, Russell county, Kansas, to issue bonds for the purpose of purchasing stock of the "Bunker Hill Water Company."

Be it enacted by the Legislature of the State of Kansas:

When election may be called.

SECTION 1. When a petition in writing, signed by at least two-fifths of the tax-payers of said city of Bunker Hill, Russell county, shall be presented to the mayor and council of said city, asking that a vote be taken, and an election held upon the question of voting bonds for the purpose of purchas-

ing stock in the "Bunker Hill Water Company," the mayor and council shall cause an election to be held to determine whether said city shall vote bonds for the purpose of purchasing stock in said "Bunker Hill Water Company."

Notice.

SEC. 2. Notice of such election shall be given for at least three consecutive weeks by publication in some newspaper published in said city, and the election shall be held, the returns made and the result ascertained in the same manner as provided by law for elections in cities of the third class.

If majority vote in favor.

SEC. 3. If a majority of the qualified electors voting at such election shall vote in favor of issuing such bonds, in an aggregate not to exceed the sum of ten thousand dollars, for the purchase of said stock, the mayor and council, for and in behalf of said city, shall cause the bonds of said city, to the amount specified in such petition, to be issued and delivered to said "Bunker Hill Water Company" in payment for stock in said company, at the market value thereof.

Bonds to be signed.

SEC. 4. The bonds herein provided for shall be signed by the mayor and attested by the clerk, with the seal of the city thereto attached, and the coupons shall be signed by the mayor and attested by the clerk.

Bonds to be not less.

SEC. 5. The bonds herein provided for shall be issued in sums not less than one hundred dollars each, payable in not less than five nor more than thirty years from date thereof, and shall bear interest not to exceed seven per cent. per annum. Said bonds shall be made payable at such places as the mayor and council may direct, and shall have interest coupons attached, and shall not be sold for less than eighty-five cents on the dollar.

To be payable in not to exceed thirty years.

Interest.

May be sold for.

To levy tax to pay said bonds.

SEC. 6. Whenever such bonds shall be issued in pursuance of the foregoing provisions, it shall be the duty of the mayor and the council of said city to levy and collect annually, in addition to other taxes, a tax on all taxable property in said city sufficient to pay the interest on such bonds as the same may become due, and to create a sinking fund sufficient to pay such bonds at maturity. Such taxes shall be collected and paid on presentation of coupons or bonds when due at the place specified in said bonds for payment.

Credit of city pledged.

SEC. 7. The credit of said city is hereby pledged for the payment of the interest and principal of the bonds herein authorized, when the same may become due.

SEC. 8. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXII.

KINGMAN COUNTY—FUNDING BONDS.

AN ACT to authorize the Board of County Commissioners of Kingman county, Kansas, to issue the bonds of said county to fund its outstanding floating indebtedness.

Be it enacted by the Legislature of the State of Kansas:

May issue bonds not to exceed.

SECTION 1. That the board of county commissioners of Kingman county, Kansas, be and said board is hereby authorized and directed to issue the bonds of said county in amount not exceeding twenty thousand dollars, for the purpose of funding the floating debt of said county. Said bonds shall be known and denominated as Kingman county funding bonds, shall be issued in denominations of one thousand dollars each, shall be made payable at the fiscal agency of the state of Kansas in New York city, and shall bear interest at the rate of six per cent. per annum, payable semi-annually, and shall have interest coupons attached therefor, the principal payable thirty years from date and at the option of the county. At any time after fifteen years, said county may call and pay any one or more of said bonds.

Shall be payable at.

Shall bear six per cent. interest.

May be paid any time after.

Not to be sold for less.

SEC. 2. The negotiation and sale of the bonds herein provided for shall not be at less than the par value thereof, and the fund arising from the sale of the same shall be placed in a special fund for the redemption of the outstanding warrants of the county: *Provided,* No warrants of said county shall be redeemable out of such fund which bear date subsequent to February 1, 1887.

Proviso.

When bonds are sold.

SEC. 3. As soon as the bonds so issued shall be sold, and the proceeds arising therefrom shall have been placed in the county treasury, the county treasurer shall advertise the fact that funds are in the treasury for the redemption of outstanding warrants bearing date prior to February 1st, 1887; and from and after the date of such advertisement, the said outstanding warrants so advertised shall cease to bear interest.

Funds to be used, how.

SEC. 4. The funds arising from the sale of such bonds shall be paid as follows: The county treasurer of said county, whenever any warrant payable out of said fund shall be presented for payment, shall pay the same and the accrued interest thereon, and shall stamp the same with red ink across the face thereof, and shall file the same in a file separate from other canceled warrants of the county paid out of other funds. The county treasurer shall keep an abstract record of the warrants so canceled, which abstract shall show the number of the canceled warrant, when issued, for what purpose issued, the amount thereof, and the amount of accrued interest paid thereon, and the date of payment.

Treasurer to keep record.

Shall present canceled warrants.

SEC. 5. The county treasurer shall, at each regular meeting of the board of county commissioners, present the warrants so canceled to the board of commissioners, and the board of county commissioners shall compare the warrants so canceled with the county treasurer's record of the same, and all canceled warrants found to be properly recorded as herein provided may then be filed with other canceled warrants, and destroyed at the time and in the manner provided for the destruction of warrants generally.

SEC. 6. This act shall take effect and be in force from and after its publication in the Kingman *Leader*.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887, and in the Kingman *Leader* March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXIII.

COMANCHE COUNTY, FUNDING BONDS.

AN ACT to enable the County Commissioners of Comanche county to issue bonds to fund the county indebtedness.

Be it enacted by the Legislature of the State of Kansas:

May issue bonds not to exceed.

SECTION 1. The board of county commissioners of Comanche county are hereby authorized to issue the bonds of said county in an amount not to exceed thirty thousand dollars; said bonds to be used for the redemption of the outstanding orders, allowed accounts and warrants of said county.

Bonds to be not less.

SEC. 2. Each bond issued under the provisions of this act shall be for the sum of not less than one hundred dollars nor more than five hundred dollars, and shall be payable to the bearer at the fiscal agency of the state of Kansas in the city of New York, and run not less than ten and not more than twenty-five years from the date thereof, and shall bear interest at a rate not to exceed seven per cent. per annum, payable semi-annually, for which interest coupons shall be attached to said bonds, payable to bearer at the fiscal agency of the state of Kansas in the city of New York, on the first days of July and January of each year, and each of said bonds shall be signed by the chairman of the board of county commissioners of said county, and countersigned by the county clerk, and have the seal of said county affixed thereto, and shall be registered by the county clerk in a book kept for that purpose by said county clerk: *Provided*, That the bonds herein provided for may, at the option of the county commissioners, be made redeemable at any time after ten years.

Payable where.

Run for not less than nor more.

Interest.

Proviso.

Bonds may be exchanged for warrants issued prior to.

SEC. 3. Said bonds may be exchanged by the board of county commissioners at any session of said board, for orders, allowed accounts or warrants of said county issued prior to the first day of February, 1887, with accrued interest thereon, dollar for dollar; and the orders, allowed accounts and warrants so received in exchange for bonds shall be canceled, as provided by law in other cases; or said bonds may be sold for cash, at not less than par; and the moneys derived from such sale shall be paid over to the county treasurer, to be by

him disbursed in payments of the outstanding allowed accounts or warrants aforesaid, or any judgments obtained thereon, but for no other purpose.

Commissioners shall levy tax.

SEC. 4. The board of county commissioners of said county shall levy annually upon the taxable property of said county, in addition to the levies authorized for other purposes, a sum sufficient to pay the interest on all bonds issued under the provisions of this act, and shall also levy a sufficient sum, in addition to all other levies, to provide a sinking fund for the redemption of the same at maturity: *Provided*, That no levy shall be made to provide a sinking fund for the payment of any of said bonds until at least one-half of the time for which such bonds are to run has expired; and the money raised for said sinking fund may be used for the purchase of any of said bonds next to mature, or may be invested in other bonds of said county, the state of Kansas, or of the United States, until required for the purpose for which it shall have been raised.

Proviso.

Restrictions not to apply.

SEC. 5. Neither the restrictions and limitations contained in chapter thirty-nine, laws of 1874, nor those contained in chapter thirty-nine, laws of 1875, nor the restrictions and limitations contained in any other statutes heretofore enacted, shall apply to or in any manner affect the bonds issued under this act.

SEC. 6. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXIV.

READING TOWNSHIP, LYON COUNTY, TOWN HALL.

AN ACT to authorize the township of Reading, in the county of Lyon, to issue its bonds for the purchase of grounds and the erection thereon of a building for a town hall.

Be it enacted by the Legislature of the State of Kansas:

May issue bonds.

SECTION 1. That the township of Reading, in the county of Lyon, be and the same is hereby authorized to issue its

Purpose.

bonds in the sum of five thousand dollars, for the purpose of the purchase of grounds and the erection thereon of a building for the use of such township and the people thereof as a town hall, said building to be erected within the corporate limits of the town or village of Reading.

To be in sums of.

SEC. 2. The bonds herein provided for shall be issued in sums of five hundred dollars each, payable in not less than ten nor more than twenty years from date, and shall draw interest at the rate of not more than seven per cent. per annum, payable annually as may be hereinafter provided for.

Shall not be issued until.

SEC. 3. The bonds mentioned in this act shall not be issued until the question of the issuance thereof shall have been submitted to the voters of said township at a special election to be called therefor, and a majority of the legal voters of said township shall have voted in favor of such issue of bonds.

Petition of one-third of legal voters.

SEC. 4. Whenever a petition, signed by one-third of the legal voters of said township, shall be presented to the board of county commissioners of Lyon county, praying therefor, the said board of county commissioners shall order an election in said township upon the question of issuing said bonds, specifying in said order the notice thereof to be given, the rate of interest of said bonds, and the time when they shall be payable. And said election shall be held in accordance with the general election laws, so far as practicable.

If bonds are issued duty of county commissioners.

SEC. 5. Whenever the bonds shall be issued under the provisions of this act it shall be the duty of the board of county commissioners annually to levy a tax on all the taxable property in said township sufficient to pay the interest on said bonds as the same becomes due, and to create a sinking fund sufficient to pay said bonds at maturity, which tax so levied shall be collected as other taxes.

SEC. 6. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXV.

LAKIN TOWNSHIP, FINNEY COUNTY—FUNDING BONDS.

AN ACT to authorize the township board of Lakin, Finney county, Kansas, to issue bonds of said township to fund its outstanding floating indebtedness.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township board of Lakin, Finney county, Kansas, be and said board is hereby authorized and directed to issue the bonds of said township, in amount not exceeding five thousand ($5,000) dollars, for the purpose of funding the floating debt of said township. Said bonds shall be known and denominated as Lakin township funding bonds, shall be issued in denomination of two hundred and fifty ($250) dollars each, shall be made payable at the fiscal agency of the state of Kansas, in New York city, and shall bear interest at the rate of six (6) per cent. per annum, payable semi-annually, and shall have interest coupons attached therefor. The principal shall be payable twenty years (20) from date, and at the option of the township at any time after ten (10) years said township may call and pay any one or more of said bonds.

Amount of bonds.

Purpose.

Amount of each bond.

Interest.

Payable in not less than 10 nor more than 20 years.

SEC. 2. The negotiation and sale of the bonds herein provided for shall not be at less than the par value thereof, and the funds arising from the sale of the same shall be placed in a special fund for the redemption of the outstanding warrants of the township: *Provided*, No warrants of said township shall be redeemable out of said fund which bears date subsequent to March first, 1887.

Not to be sold at less than par.

SEC. 3. As soon as the bonds so issued shall be sold, and the proceeds arising therefrom shall have been placed in the township treasury, the township treasurer shall advertise the fact that funds are in the treasury for the redemption of outstanding warrants bearing date prior to March first, 1887, and from and after date of such advertisement the said outstanding warrants so advertised shall cease to bear interest.

Proceeds to be placed in treasury.

Treasurer shall advertise.

Warrants cease to bear interest.

SEC. 4. The funds arising from the sale of such bonds shall be paid as follows: The township treasurer of said township,

Proceeds to be applied.

whenever any warrants payable out of said funds shall be presented for payment, shall pay the same and the accrued interest thereon, and shall stamp the same "Paid," and file the same separate from other canceled warrants of the township paid out of other funds. The township treasurer shall keep an abstract record of the warrants so canceled, and the amount of interest paid thereon.

Duty of treasurer.

SEC. 5. The township treasurer shall, at each regular meeting of the township board, present the warrants so canceled to the board, and the board shall compare the warrants so canceled with the township treasurer's record of the same; and all canceled warrants found to be properly recorded as herein provided may then be filed with other canceled warrants, and destroyed at the time and in the manner provided for the destruction of warrants generally.

SEC. 6. This act shall take effect and be in force from and after its publication in the *Kearney County Advocate*, of Lakin, Kansas.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the *Kearney County Advocate* March 12, 1887, and in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXVI.

SCHOOL DISTRICT NO. 5, MORTON COUNTY.

AN ACT to authorize School District No. 5, Morton county, Kansas, to vote for and issue school bonds for the purpose of building a school house at Richfield, in said district.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the proper school officers of school district number five, in Morton county, Kansas, be and they are hereby authorized to call a meeting of the qualified voters of said school district, at any time after March 10th, 1887, at which

school meeting there may be submitted to such voters the question of issuing the school bonds of said school district, not exceeding five thousand dollars, for the purpose of erecting and building a school house at the town of Richfield, in said school district.

SEC. 2. That if a majority of the voters voting at such school meeting shall authorize the issue of such school bonds for the purpose aforesaid, the school officers of said district may issue and dispose of said bonds for the building of said school house, in the manner provided by law for issuing and disposing of school bonds for such purpose; and the said bonds shall be made payable and shall bear the same rate of interest in the manner provided by law for such bonds, and not otherwise.

SEC. 3. That the organization of said school district number five is hereby legalized.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXVII.

LAKIN TOWNSHIP, FINNEY COUNTY, BUILD ROAD THROUGH SAND-HILLS.

AN ACT to authorize Lakin township, Finney county, Kansas, to vote ten thousand dollars in bonds to build a road through the sand-hills in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township of Lakin, in Finney county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds in the sum not exceeding ten thousand dollars, for the purpose of constructing and maintaining a wagon-road in said township, commencing at the south side of

May vote bonds not exceeding.

Purpose.

bridge across the Arkansas river, south of said Lakin, in Finney county, and state of Kansas, and running thence in a southerly direction, not to exceed twelve miles, under the limitations, and with the rights and privileges and benefits hereinafter provided.

Petition of two-fifths tax-payers.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election, signed by two-fifths of the resident tax-payers of said township, the board shall, within thirty days thereafter, at a special election to be by them called for that purpose, submit to the qualified voters of such township the question whether they shall vote bonds for the construction and maintenance of a wagon-road in said township, as set forth in section one of this act; and if at such election a majority of the votes cast shall be in favor of such bonds, the same shall be issued as hereinafter provided.

Ten days' notice.

SEC. 3. At least ten days' notice shall be given by publication of some newspaper of general circulation in said township, of the time and place of holding such election, which notice shall state the amount and purpose for which said bonds shall be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of a wagon-road," shall be counted in favor of the construction and maintenance of a wagon-road, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of a wagon-road," shall be counted against the same; which election shall be held and the result thereof certified, returned, canvassed and declared the same as in general elections.

Election; how conducted.

If in favor of bonds.

SEC. 4. In case the result of such election shall be in favor of the bonds for the construction and maintenance of a wagon-road, the same shall be issued, in denominations not less than one hundred dollars, and be payable at such place in the city of New York as the officers issuing same may direct, in not less than fifteen nor more than twenty years from date thereof, with interest not to exceed ten per cent. per annum, payable semi-annually at such place where the principal sum is made payable, and for which said interest shall have coupons attached; and said bonds shall be signed by the township trustee and attested by the said township clerk of said township.

Interest.

Township board may contract.

SEC. 5. Said township trustee, treasurer and clerk of said township are hereby fully authorized and empowered to enter

into any contract necessary to carry into effect the provisions of this act.

Duty of officers of Finney county.

SEC. 6. It shall be the duty of the proper officers of said Finney county, annually, at the time when other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on all such bonds as shall become due, and also for the purpose of creating a sinking fund for the final redemption of such bonds.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXVIII.

LYONS, RICE COUNTY, FUNDING BONDS.

AN ACT to enable the city of Lyons, Kansas, to issue bonds to fund its indebtedness and to increase its water supply.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. It shall be lawful for the city of Lyons, Rice county, Kansas, to issue its bonds in and for the amount of twelve thousand dollars, for the purpose of funding the present indebtedness of the city, and for the further purpose of increasing the water supply therein; and the act of said city in voting bonds in said amount for said purposes on the 8th day of February, 1887, is hereby approved and legalized.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXIX.

LEAVENWORTH—DEVELOPMENT OF COAL AND NATURAL GAS.

AN ACT to authorize the city of Leavenworth to issue bonds for the purposes therein mentioned.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That whenever the city of Leavenworth shall have incurred any indebtedness, not exceeding the sum of ten thousand dollars, in the encouragement of the development of its coal and natural gas resources, which indebtedness is under the law authorized, the same being payable in cash, to be raised by levying a tax upon the taxable property of said city at the regular time for levying taxes, the mayor and council of said city may, instead of paying such indebtedness in cash, issue the bonds of said city in an amount not exceeding the amount of the indebtedness, and running not longer than thirty years, and bearing interest at not more than six per centum per annum, with semi-annual coupons attached, which bonds shall be of such denominations as the mayor and council of said city shall deem proper. And it shall be the duty of the mayor and council of said city to levy an annual tax sufficient to pay the interest on such bonds.

SEC. 2. That whenever the owners of a majority in assessed value of the taxable real estate in the city of Leavenworth shall petition the mayor and councilmen thereof to provide for the sinking of a well for natural gas within the limits of said city, the mayor and councilmen may, for the purpose of paying the cost of such work, issue the bonds of said city in an amount not exceeding ten thousand dollars, running not exceeding thirty years, and bearing interest at the rate of not more than six per centum per annum. The petition to the mayor and councilmen herein provided for shall state the amount of bonds to be issued; and the mayor and councilmen may make such conditions and limitations concerning the sinking of said well, and the disposition of the bonds issued, or the proceeds thereof, as they may deem to be to the best interests of the city, but such bonds shall not be disposed of in any way at less than their par value.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXX.

SCHOOL DISTRICT NO. 97, CLOUD COUNTY.

AN ACT authorizing School District No. 97, in Cloud county, Kansas, to issue bonds in payment of indebtedness incurred in building a school house.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That school district number ninety-seven, in Cloud county, Kansas, be and the same is hereby authorized to issue the bonds of said district to an amount not exceeding twelve hundred dollars, bearing interest at the rate of six per cent. per annum, and payable not more than fifteen years from the date thereof. Said bonds shall specify on their face the date of issue, amount, for what purpose and to whom issued, the time they run, the rate and times of payment of interest, and shall have coupons attached for the interest as it becomes due, said coupons being so arranged that the last one shall fall due at the time of the maturity of the bond; said bonds and the coupons thereto attached shall be signed by the directors and countersigned by the clerk, and after registration by the county clerk shall be negotiable and transferable by delivery, and may be disposed of by the district board of said district for not less than ninety-five cents on the dollar, and the proceeds of the same applied to the payment of the indebtedness incurred by said district in building the school house.

SEC. 2. This act to take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXI.

SCHOOL DISTRICT NO. 2, LOGAN COUNTY.

AN ACT to authorize School District No. 2, in Logan county, to issue its bonds for the purpose of erecting a school house.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That school district number two, in the unorganized county of Logan, be and the same hereby is authorized to issue its bonds in such amount as the voters thereof may determine at an election to be held in said district for such purpose, not to exceed four thousand dollars, for the purpose of erecting a school house in said district and furnishing the same: *Provided,* That such bonds shall not exceed six per cent. of the taxable property of said school district.

SEC. 2. The provisions of chapter forty-nine of the laws of eighteen hundred and seventy-nine, and of chapter one hundred and thirty-two of the laws of eighteen hundred and eighty-three, shall be observed in the voting and issuing of the bonds provided for in this act; and all existing provisions of the laws relating to school-district bonds shall be and are hereby made applicable to said school district number two, and to its bonds authorized by this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXII.

STAFFORD COUNTY FUNDING BONDS.

AN ACT to enable the Commissioners of Stafford county to issue bonds to fund the county indebtedness.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Stafford county, Kansas, are hereby authorized to issue and sell the bonds of said county, in amount not to exceed twenty thousand dollars, and apply the proceeds thereof exclusively to the payment of outstanding county orders and interest thereon, which are due against said county at the time of issuing said bonds.

May issue bonds not to exceed.

Proceeds to be applied.

SEC. 2. No bonds shall be issued under the provisions of this act for a less sum than one hundred dollars, and shall have interest coupons attached thereto, bearing interest not to exceed six per cent. per annum, and be made payable to bearer, at such place as the commissioners of said county may deem best. Said bonds are not to run less than ten years nor more than twenty years; the interest to be paid semi-annually, on the first day of February and August, each year: *Provided*, That such bonds shall be subject to redemption by said county at its option after ten years from the issue thereof.

Bonds to be of not less than one hundred dollars.

Rate of interest.

Where payable.

Proviso.

SEC. 3. All bonds issued under the provisions of this act shall be signed by the chairman and clerk of the board of county commissioners, and countersigned by the treasurer, and shall have the seal of the county attached, and be by said clerk registered in a book by him kept for that purpose; which register shall show the date, number, to whom issued, when and where payable, rate of interest, and amount of each bond.

Bonds shall be signed by.

Clerk shall register.

Register shall show what.

SEC. 4. The sale of the bonds issued under the provisions of this act shall be made in the following manner, viz.: Said board of county commissioners shall publish in the official paper of the county and in such other manner as they may deem proper, for at least thirty days previous to the date fixed for awarding the sale of said bonds, inviting sealed proposals for the purchase of said bonds; and said board of county commissioners shall, at the time fixed, meet in regular or special session, and open and consider all proposals made, and shall award the sale of said bonds to the highest and

Sale to be made, how.

best bidder, payment to be made in county orders or current funds: *Provided*, All proposals shall be made for one hundred dollars, or some multiple of one hundred dollars, of said bonds, and in case bids are not received and accepted for the whole amount of the bonds herein provided, the county commissioners may dispose of the remainder at private sale: *And provided further*, That nothing in this act shall be construed to authorize the sale of any of said bonds for less than ninety-five cents in current funds on the dollar, or for less than par when the orders or warrants of said county are taken in payment thereof. No commission or drawback shall be allowed for negotiating said bonds.

Proviso.

Provided further.

No commission shall be allowed.

Proceeds to be paid.

SEC. 5. All moneys derived from the sale of any of said bonds shall be paid over to the county treasurer, to be by him disbursed for the purpose hereinbefore specified and no other, and all county orders received in payment of said bonds shall be by said county commissioners canceled and destroyed, the clerk of said board having made upon the journal a minute of the number, date, amount, to whom issued, when presented, amount of interest, and by whom surrendered. It shall be the duty of said clerk, immediately upon the sale or exchange of any of the bonds provided for in this act, to notify the county treasurer of the name and postoffice address of the purchaser. Whenever the holder of any of said bonds shall sell or transfer them, the purchaser shall notify the county treasurer of such purchase, giving the number of the bond transferred, and the postoffice address of the purchaser, and every such transfer shall be noted on the said treasurer's record. A copy of this act shall be printed upon the back of each bond issued under its provisions.

Duty of clerk.

Duty of commissioners.

SEC. 6. It shall be the duty of the board of county commissioners to levy each year on the taxable property in the county, in addition to the levy authorized for other purposes, a sum sufficient to pay the interest on outstanding bonds accruing before the next annual levy, and at the expiration of one-half of the time which said bonds are drawn to run they shall levy a sufficient amount in addition to other authorized levies to create a sinking fund for the final redemption of the same; and the money collected and accumulating from such levies shall be known as "bond funds," and shall be used for the payment of bonds and interest coupons, and no other purpose whatever.

Shall levy tax.

SEC. 7. Whenever the amount in the hands of said county treasurer belonging to the "bond funds," after setting aside the sum required to pay the interest coupons maturing before the next annual levy, shall be sufficient to redeem one or more of said bonds, it shall be his duty to notify the owner of such bonds that he is prepared to pay the same with all interest accrued thereon; and if such bonds are not presented for redemption or payment within thirty days after the date of such notice, then the interest on such bonds shall cease, and the amount thereof set aside for their payment when presented shall be retained in the treasury of said county, subject to the presentation of the bond so notified to its owner that said county is prepared to pay: *Provided,* That said bonds shall be paid or redeemed in the order of their issue.

Duty of treasurer.

Shall be paid in the order of their issue.

SEC. 8. This act to be in force and take effect from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXIII.

ST. JOHN, STAFFORD COUNTY.

AN ACT authorizing the city of St. John, in Stafford county, to vote bonds, not to exceed fifteen thousand dollars, to reimburse citizens of said city for sums advanced by said citizens to aid in the construction of a court house at the city of St. John, in Stafford county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the mayor and city council of the city of St. John, in Stafford county, Kansas, be and they are hereby authorized and empowered to issue the bonds of said city not to exceed in amount the sum of fifteen thousand dollars, or so much thereof as may be necessary, for the purpose of reimbursing the citizens of said city for sums advanced and paid

May issue bonds.

in building a court house at the city of St. John, Stafford county, Kansas.

Question shall be submitted.

SEC. 2. That said bonds shall not be issued until the question of issuing them shall be submitted at an election held for the purpose, which election shall be conducted in conformity with the general election laws of the state of Kansas. The time of holding such election shall be designated by said mayor and city council by resolution at a regular or special meeting duly called, and they shall give notice of the time and place of holding such election by posting written or printed notices thereof in at least five public places in said city, and by publishing the same for four consecutive weeks in some weekly newspaper published in and of general circulation in said city. Said notice shall contain a statement of the purposes for which and the conditions on which the bonds are to be issued.

Notice shall be given.

Notice shall contain.

Bonds shall be not less.

SEC. 3. That such bonds shall not be of less denomination than one hundred dollars nor more than one thousand dollars each, and shall not run longer than thirty years from the date of issue, and shall bear interest at the rate of six per cent. per annum, and said interest shall be payable semi-annually on the first days of January and July in each year. Both principal and interest to be made payable at the Kansas fiscal agency in the city of New York.

To run not more than.

Payable where.

Election.

SEC. 4. That each elector at such election shall be permitted to vote at such election by depositing a ballot with the words written or printed thereon, "For the bonds," or, "Against the bonds;" and if a majority of the legal votes cast as above provided shall be for the bonds, the bonds shall be issued, but not otherwise.

Commissioners shall levy tax.

SEC. 5. That the board of county commissioners of Stafford county, Kansas, shall levy annually such per cent. on the taxable property of said city as shall be necessary and sufficient to pay the interest on all bonds issued under the provisions of this act as the same shall accrue, and to provide a sinking fund for the payment of the principal of said bonds.

Bonds shall be signed by.

SEC. 6. That the bonds voted and issued under the provisions of this act, and the coupons thereto attached, shall be signed by the mayor, clerk, and treasurer of said city, and attested by the seal thereof, and shall be registered by the county clerk of Stafford county, in a book to be kept in his office for

that purpose, and also by the auditor of state in the manner provided by law for the registration of bonds in that office.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXIV.

GREENLEAF TOWNSHIP—SUBSCRIBE TO CAPITAL STOCK WASHINGTON COUNTY LIVE-STOCK ASSOCIATION.

AN ACT to authorize the township of Greenleaf, in Washington county, to vote bonds and subscribe to the capital stock of the Washington County Live-Stock and Mechanical Association.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township of Greenleaf, in Washington county, is hereby authorized to issue bonds of said township, not exceeding six thousand dollars, and to subscribe for stock in the said Washington county live-stock, agricultural and mechanical association to the amount of six thousand dollars, and pay for the same with said bonds, to run and be payable in not less than ten nor more than twenty years, and draw interest not to exceed six per cent. per annum: *Provided,* That such bonds shall not be issued, or stock subscribed for, until authorized by a majority of the legal voters of said township, at an election to be held under the general election laws of the state of Kansas, to be held at such time as may be set by the county commissioners of said county of Washington: *And provided,* That such election shall not be called until a petition be presented to the said county commissioners, signed by two-fifths of the legal voters of said township, and after the notice shall have been given by publication in said township in like manner as is provided in the issue of other bonds.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXV.

COOLIDGE TOWNSHIP, HAMILTON COUNTY, TO BUILD WAGON-ROAD.

AN ACT to authorize Coolidge township, Hamilton county, Kansas, to vote eight thousand dollars in bonds to build a wagon-road through the sand-hills, in said county.

Be it enacted by the Legislature of the State of Kansas:

May vote eight thousand dollars in bonds.

SECTION 1. That the township of Coolidge, in Hamilton county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds of the said township, in

Purpose.

a sum not exceeding eight thousand dollars, for the purpose of constructing and maintaining a wagon-road through the sand-hills south of the Arkansas river, in said township.

Petition to be presented.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election, signed by two-fifths of the resident tax-payers of said township, the

Shall call election.

board shall, within thirty days thereafter, at a special election to be by them called for that purpose, submit to the qualified voters of such township the question whether such township shall vote bonds for the construction and maintenance of a wagon-road in said township, as set forth in section one of this act; and if at such election a majority of the votes cast shall be in favor of such bonds, the same shall be issued as hereinafter provided.

Twenty days' notice.

SEC. 3. At least twenty days' notice shall be given, by publication in a newspaper of general circulation in said township, of the time and place of holding such election, which

notice shall state the amount and purpose for which said bonds are to be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of a wagon-road," shall be counted in favor of the construction and maintenance of a wagon-road, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of a wagon-road," shall be counted against the construction and maintenance of a wagon-road; which election shall be held and the result thereof certified, returned, canvassed and declared the same as in general elections.

Form of ballot.

Results, how ascertained.

SEC. 4. In case the result of such election shall be in favor of the bonds for the construction and maintenance of a wagon-road, the same shall be issued in denominations of not less than one hundred dollars each, and shall be payable at such place in the city of New York as the officers issuing the same may direct, in not less than fifteen nor more than twenty years from the date thereof, with interest not exceeding ten per cent. per annum, payable semi-annually at such place where the principal sum is made payable, and for which said interest said bonds shall have coupons attached; and said bonds shall be signed by the township trustee and attested by the township clerk of said township.

If in favor of bonds.

To be of not less.

Shall be payable in.

Interest.

Shall be signed.

SEC. 5. The township trustee, clerk and treasurer of said township are hereby fully authorized and empowered to enter into any contract necessary to carry into effect the provisions of this act.

Duty of township board.

SEC. 6. It shall be the duty of the proper officers of said Hamilton county, annually, at the time when the other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on all such bonds as the same shall become due, and also for the purpose of creating a sinking fund for the final redemption of said bonds.

Duty of officers of Hamilton county.

SEC. 7. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXVI.

WASHINGTON TOWNSHIP SUBSCRIBE TO STOCK OF WASHINGTON COUNTY EXPOSITION SOCIETY.

AN ACT to authorize the township of Washington, in Washington county, said township to vote bonds and subscribe to the capital stock of the Washington County Exposition Society.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township of Washington, in Washington county, is hereby authorized to issue bonds of said township not exceeding six thousand dollars, and to subscribe for stock in said corporation in the said Washington county exposition society, and pay for the same with said bonds, to run and be payable in not less than ten years or more than twenty years, and draw interest not to exceed six per cent. per annum: *Provided,* That such bonds shall not be issued or stock subscribed for until authorized by a majority of the legal voters of said township at an election to be held under the general election laws of the state of Kansas, to be held at such a time as may be set by the county commissioners of said county of Washington: *And provided,* That such election shall not be called until a petition be presented to the said county commissioners signed by two-fifths of the legal voters of said township, and after the notice shall have been given by publication in said township in like manner as is provided in the issue of other bonds of similar character.

SEC. 2. This act shall take effect and be enforced from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXVII.

REDEMPTION OF BONDS ISSUED TO RAILROAD COMPANIES.

AN ACT relating to the redemption of bonds issued to railroad companies.

Be it enacted by the Legislature of the State of Kansas:

May be redeemed at pleasure.

SECTION 1. All bonds hereafter issued by boards of county commissioners, township board, or by the authorities of incorporated cities, to railroad corporations, shall be redeemable at the pleasure of the board of county commissioners, or authorities issuing the same, at any time after ten years from the date of their issue.

Duty of officers of municipalities that have issued bonds.

SEC. 2. It shall be the duty of county, township, or city treasurers, when there are sufficient funds in his hands belonging to the sinking fund for the redemption of any bonds, immediately to call in and pay as many of said bonds and accrued interest thereon as the sinking fund on hand will liquidate. Such bond or bonds shall be paid in the order of their number; and when any bonds and interest are paid under the provisions of this act, it shall be the duty of such treasurer to certify his action to the authorities having issued such bonds, who shall cancel the same so that they can be plainly identified, and cause a record to be made of the same; and when it is desired to redeem any of such bonds, the county, township or city treasurer shall cause to be published for six consecutive issues in the official state paper a notice that certain bonds, by numbers and amounts, of a certain county, city or township will be paid at the place where payable, and at the expiration of thirty days from the day of the last publication such bonds shall cease to bear interest.

Shall forward funds to place where payable.

SEC. 3. It shall be the duty of the county, township, or city treasurer having such funds in his hands to forward to the place at which the bonds to be redeemed are made payable, sufficient funds to pay such bonds with interest thereon, computed to the date to which said bonds are to bear interest, such funds to be remitted within fifteen days from the last publication of the notice provided for in section two of this act.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXVIII.

GARDEN CITY TOWNSHIP TO BUILD ROAD THROUGH SAND-HILLS.

AN ACT to authorize Garden City township, Finney county, Kansas, to vote ten thousand dollars in bonds, to build a road through the sand-hills in said county.

Be it enacted by the Legislature of the State of Kansas:

May vote not to exceed ten thousand dollars in bonds.

SECTION 1. That the township of Garden City, in Finney county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds of said township, in a sum not exceeding ten thousand dollars, for the purpose of constructing and maintaining a wagon-road in said township, commencing at the southern terminus of Main street, in Garden City, said county and state, and running thence in a southerly direction for a distance not to exceed ten miles, under the limitation and with the rights, privileges and benefits hereinafter provided.

Purpose.

Petition to be presented, signed by.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election, signed by two-fifths of the resident tax-payers of said township, the board shall, within thirty days thereafter, at a special election to be by them called for that purpose, submit to the qualified voters of such township the question whether such township shall vote bonds for the construction and maintenance of a wagon-road in said township, as set forth in section one of this act; and if at such election a majority of the votes cast shall be in

Question to be submitted.

favor of such bonds, the same shall be issued as hereinafter provided.

SEC. 3. At least twenty days' notice shall be given, by publication of some newspaper of general circulation in said township of the time and place of holding such election, which notice shall state the amount and purpose for which said bonds shall be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of a wagon-road," shall be counted in favor of the construction and maintenance of a wagon-road, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of a wagon-road," shall be counted against the construction and maintenance of a wagon-road; which election shall be held, and the result thereof certified, returned, canvassed and declared the same as in general elections.

Twenty days' notice to be given.

Form of ballot.

Result, how ascertained.

SEC. 4. In case the result of such election shall be in favor of the bonds for the construction and maintenance of a wagon-road, the same shall be issued in denominations of not less than one hundred dollars, and shall be payable at such place in the city of New York as the officers issuing the same may direct, in not less than fifteen nor more than twenty years from the date thereof, with interest not exceeding ten per cent. per annum, payable semi-annually at such place where the principal sum is made payable, and for which interest said bonds shall have coupons attached, and said bonds shall be signed by the township trustee, and attested by the township clerk of said township.

If in favor of bonds.

Bonds to be of not less.

Interest.

Shall be signed by.

SEC. 5. The township trustee, treasurer and clerk of said township are hereby fully authorized and empowered to enter into any contract necessary to carry into effect the provisions of this act.

Township board may contract.

SEC. 6. It shall be the duty of the county commissioners of Finney county, annually, at the time when other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on all such bonds as the same shall become due, and also for the purpose of creating a sinking fund for the final redemption of such bonds.

Tax to be levied.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 15, 1887.

I hereby certify that the foregoing is a true and correct

copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXIX.

AN ACT providing for the funding of certain bonds of the State of Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That bonds of the state of Kansas to the amount of one hundred and sixteen thousand dollars, or so much thereof as may be necessary to fund the following-described bonds, are hereby authorized and directed to be issued and sold to the commissioners of the permanent school fund at par, to wit: The sum of thirty thousand dollars, due July 1st, 1888; the sum of seventy-five thousand dollars, due July 1st, 1889; and the sum of eleven thousand dollars, due July 1st, 1889.

SEC. 2. The bonds thus authorized to be issued and sold to the permanent school fund shall be in denominations of one thousand dollars each, and shall bear interest at the rate of four per centum per annum, said interest payable annually. They shall be due and payable twenty years from the date of their issue, and shall have interest coupons attached. They shall be issued under the direction of the governor of the state of Kansas, and shall be signed by the governor and secretary of state, and countersigned and registered by the auditor of state, and shall have the great seal of the state attached, and shall specifically state that they are payable to the permanent school fund, the rate of interest, and when due; the principal and interest on said bonds to be made payable at the office of the treasurer of state of the state of Kansas, in the city of Topeka.

SEC. 3. The proper officers of the state shall cause to be levied and collected, each year, with the other taxes of the state, an amount sufficient to pay the interest as it becomes due, and the treasurer of state shall cause the interest on said

bonds to be paid promptly, as the same becomes due and payable.

SEC. 4. The commissioners of the permanent school fund are hereby authorized and directed to purchase the bonds hereby authorized to be issued, and upon such purchase they are hereby authorized and directed to draw their warrant therefor, payable to the state treasurer, who shall thereupon redeem the bonds described in section one of this act, and cause the same to be canceled.

SEC. 5. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER LXXX.

HARTLAND TOWNSHIP, HAMILTON COUNTY, TO BUILD ROAD THROUGH SAND-HILLS.

AN ACT to authorize Hartland township, in Hamilton county, Kansas, to vote four thousand dollars in bonds to build a road through the sand-hills in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township of Hartland, in Hamilton county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds of said township in a sum not exceeding four thousand dollars, for the purpose of constructing and maintaining a wagon-road in said township, commencing at the southern terminus of the bridge across the Arkansas river, in said township, thence to and through the sand-hills by route already laid out by county surveyor, which route has been accepted by the county commissioners of Hamilton county.

May vote not to exceed.

Purpose.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election, signed by

Petition to be presented.

two-fifths of the resident tax-payers of said township, the board shall, within thirty days thereafter, at a special election to be by them called for that purpose, submit to the qualified voters of such township the question whether such township shall vote bonds for the construction and maintenance of a wagon-road in said township, as set forth in section one of this act; and if at such election, a majority of the votes cast shall be in favor of such bonds, the same shall be issued as hereinafter provided.

Shall call election.

Notice.

SEC. 3. At least twenty days' notice shall be given, by publication in some newspaper of general circulation in said township, of the time and place of holding such election, which notice shall state the amount and purpose for which said bonds shall be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of a wagon-road," shall be counted in favor of the construction and maintenance of a wagon-road, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of a wagon-road," shall be counted against the construction and maintenance of a wagon-road; which election shall be held, and the result thereof certified, returned, canvassed and declared the same as in general elections.

Notice shall state.

Form of ballots.

Result ascertained, how.

If in favor of bonds.

SEC. 4. In case the result of such election shall be in favor of the bonds for the construction and maintenance of a wagon-road, the same shall be issued in denominations of not less than one hundred dollars each, and shall be payable at such place in New York as the officers may direct, in not less than fifteen nor more than twenty years from the date thereof, with interest not exceeding ten per cent. per annum, payable semi-annually, and at such place where the principal is made payable, and for which said bonds shall have coupons attached, and said bonds shall be signed by the township trustee and attested by the township clerk of said township.

Bonds to be of not less.

Payable in not less.

Interest.

Shall be signed by.

Township board may contract.

SEC. 5. The township trustee, treasurer and clerk of said township are hereby authorized and empowered to enter into any contract necessary to carry into effect the provisions of this act.

Tax to be levied.

SEC. 6. It shall be the duty of the proper officers of said Hamilton county, annually, at the time when other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on all such bonds as the same shall become due,

and also for the purpose of creating a sinking fund for the final redemption of such bonds.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXI.

COUNTIES OF GARFIELD, GRAY, HASKELL, GRANT, STANTON, KEARNEY, HAMILTON, FINNEY, HODGEMAN, AND FORD.

AN ACT to create the counties of Garfield, Gray, Haskell, Grant, Stanton, and Kearney, and to define the boundaries of Hamilton, Finney, Hodgeman and Ford counties, in the State of Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the county of Haskell is hereby created, bounded as follows: Commencing at the intersection of the east line of range thirty-one west with the north line of township twenty-seven south; thence south along range line to where it intersects the sixth standard parallel; thence west along the sixth standard parallel to its intersection with the east line of range thirty-five west; thence north along range line to where it intersects the north line of township twenty-seven south; thence east to place of beginning. Haskell county.

SEC. 2. That the county of Grant is hereby created, bounded as follows: Commencing at the intersection of the east line of range thirty-five west with the north line of township twenty-seven south; thence south along range line to where it intersects the sixth standard parallel; thence west along said sixth standard parallel to where it is intersected by the east line of range thirty-nine west; thence north along said range Grant county.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXV.

COOLIDGE TOWNSHIP, HAMILTON COUNTY, TO BUILD WAGON-ROAD.

AN ACT to authorize Coolidge township, Hamilton county, Kansas, to vote eight thousand dollars in bonds to build a wagon-road through the sand-hills, in said county.

Be it enacted by the Legislature of the State of Kansas:

May vote eight thousand dollars in bonds.

SECTION 1. That the township of Coolidge, in Hamilton county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds of the said township, in

Purpose.

a sum not exceeding eight thousand dollars, for the purpose of constructing and maintaining a wagon-road through the sand-hills south of the Arkansas river, in said township.

Petition to be presented.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election, signed by two-fifths of the resident tax-payers of said township, the

Shall call election.

board shall, within thirty days thereafter, at a special election to be by them called for that purpose, submit to the qualified voters of such township the question whether such township shall vote bonds for the construction and maintenance of a wagon-road in said township, as set forth in section one of this act; and if at such election a majority of the votes cast shall be in favor of such bonds, the same shall be issued as hereinafter provided.

Twenty days' notice.

SEC. 3. At least twenty days' notice shall be given, by publication in a newspaper of general circulation in said township, of the time and place of holding such election, which

notice shall state the amount and purpose for which said bonds are to be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of a wagon-road," shall be counted in favor of the construction and maintenance of a wagon-road, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of a wagon-road," shall be counted against the construction and maintenance of a wagon-road; which election shall be held and the result thereof certified, returned, canvassed and declared the same as in general elections.

Form of ballot.

Results, how ascertained.

SEC. 4. In case the result of such election shall be in favor of the bonds for the construction and maintenance of a wagon-road, the same shall be issued in denominations of not less than one hundred dollars each, and shall be payable at such place in the city of New York as the officers issuing the same may direct, in not less than fifteen nor more than twenty years from the date thereof, with interest not exceeding ten per cent. per annum, payable semi-annually at such place where the principal sum is made payable, and for which said interest said bonds shall have coupons attached; and said bonds shall be signed by the township trustee and attested by the township clerk of said township.

If in favor of bonds.

To be of not less.

Shall be payable in.

Interest.

Shall be signed.

SEC. 5. The township trustee, clerk and treasurer of said township are hereby fully authorized and empowered to enter into any contract necessary to carry into effect the provisions of this act.

Duty of township board.

SEC. 6. It shall be the duty of the proper officers of said Hamilton county, annually, at the time when the other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on all such bonds as the same shall become due, and also for the purpose of creating a sinking fund for the final redemption of said bonds.

Duty of officers of Hamilton county.

SEC. 7. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXII.

BRIDGES IN BUTLER COUNTY.

AN ACT to authorize the Board of County Commissioners of Butler county, Kansas, to appropriate money to build certain bridges in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of Butler county are hereby authorized to appropriate the sum of three thousand three hundred dollars, or so much thereof as may be necessary, for the purpose of building a bridge across the Walnut river at or near the southwest corner of the northwest quarter of section one, in township twenty-six, range five east.

SEC. 2. The said board of county commissioners are further authorized to appropriate the sum of two thousand five hundred dollars, or so much thereof as may be necessary, for the purpose of building a bridge across the Whitewater river at such a point in or near section twenty-one, township twenty-seven, range four east, as may be designated by said board.

SEC. 3. That the said board of county commissioners are hereby authorized to appropriate the further sum of two thousand five hundred dollars, or so much thereof as may be necessary, for the purpose of building a bridge across the Little Walnut river at a point on or near eighty rods north of the south line of section twenty-one, township twenty-seven south, of range six, east of the sixth principal meridian, in Little Walnut township, in said county.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 17, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXIII.

BRIDGES IN BUTLER COUNTY.

AN ACT authorizing the Board of County Commissioners of Butler county to appropriate money for bridge purposes in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Butler county are hereby authorized to appropriate the sum of thirty-five hundred dollars, or so much thereof as may be necessary, to erect a bridge across the west branch of Walnut river, at or near the north end of Main street of the city of El Dorado, in said county.

SEC. 2. The said board are hereby further authorized to appropriate the sum of three thousand dollars, or so much thereof as may be necessary, to complete the bridge across the Walnut river at Dunn's mill, in Douglass township, in said county.

SEC. 3. This act shall take effect and be in force from and after its first publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXIV.

ROSS TOWNSHIP, CHEROKEE COUNTY, TO BUILD BRIDGES.

AN ACT to authorize Ross township, Cherokee county, to build bridges and abutments.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The officers of Ross township, in Cherokee county, are hereby authorized to appropriate and use all funds

which are now or may be during the year eighteen hundred and eighty-seven, in its treasury, raised for bridge purposes, in the construction of bridges or abutments for the same, within said township, without reference as to whether such bridges or abutments exceed two hundred dollars in cost.

SEC. 2. This act shall take effect and be in full force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXV.

BRIDGE IN RUSH COUNTY.

AN ACT authorizing the Board of County Commissioners of Rush county to build a bridge across Walnut creek, in town eighteen south, of range sixteen, west of the sixth P. M., Kansas, in Rush county, Kansas, and to issue bonds and to levy a tax to pay the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Rush county are hereby authorized and empowered to build a bridge for the use of the public, over Walnut creek, in town eighteen south, of range sixteen, west of the sixth P. M., in Rush county, Kansas.

SEC. 2. For the purposes above set forth, the board of county commissioners shall issue bonds of said county of Rush, bearing interest not more than six per centum per annum, the amount of said bonds hereby authorized not to exceed one thousand two hundred dollars; said bonds to be of such denomination as may be determined by the board of county commissioners.

SEC. 3. None of said bonds shall run for a longer term than twenty years, and the commissioners shall each year levy a tax to pay the interest as it may become due, and to create a sinking fund for the final redemption of the same at maturity.

SEC. 4. Said bridge shall be built by contract, and the board of county commissioners shall be governed in letting [and] constructing the same by the laws now in force, so far as applicable.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXVI.

BRIDGES IN RUSSELL COUNTY.

AN ACT to authorize the Board of County Commissioners of Russell county to build four bridges and approaches to same, in said county, and to issue county scrip not to exceed twenty-four thousand dollars, for the payment of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of Russell county, Kansas, is hereby authorized, at the regular time of making the annual levy of taxes for the year 1887, to levy a special tax not to exceed three mills upon the dollar on all taxable property within said county, and in each succeeding year thereafter a like tax, until the taxes thus levied shall reach the sum of twenty-four thousand dollars, or only so much thereof as may be necessary to build the bridges and approaches hereinafter specified; which taxes so levied shall be collected as other taxes; and the said board of county commissioners shall appropriate the same as follows, to wit: to build and pay for four bridges and approaches to the same— two of said bridges across the Saline river and two across the Smoky Hill river in said county.

County commissioners to levy tax not to exceed

To build and pay for four bridges.

SEC. 2. The said board of county commissioners is hereby authorized immediately, and at any time after the taking effect of this act, to proceed under the provisions of sections

Bridges to be built under provisions of sections.

twenty-one, twenty-two and twenty-three of article two of chapter twenty-five of the general statutes of eighteen hundred and sixty-eight, to build said four bridges and approaches to the same; whereupon, to provide payment for the same, the said board of county commissioners is hereby authorized, at any regular meeting or special meeting, to allow, order and issue scrip therefor, to be designated as "Russell county bridge scrip," at rate of interest not exceeding six per cent. per annum, and shall be signed by the chairman of said board and attested by the county clerk of said county, and authorized by his seal of office, and be redeemed by the county treasurer at his office as rapidly as the money arising from the levy herein provided shall accumulate in the county treasury: *Provided*, That no such scrip shall be allowed, ordered or issued, except for work done or material furnished for said bridges and approaches to same, or some part thereof, under contract for the building of the same or some part thereof, or for the payment of the said bridge when purchased, or debts due for same; and said scrip shall not be issued, allowed or paid out by the county for any less than par value.

May issue scrip.

Shall bear interest.

Shall be redeemed, how.

Proviso.

Question to be submitted to vote.

SEC. 3. Before any levy shall be made, or any scrip allowed or issued, under the provisions of this act, the question of making said levy and issuing said scrip shall be submitted to a vote of the people of said county, at some general election or special election called for that purpose, and unless a majority of those voting at said election vote in favor of making said levy and issuing said scrip, said levy shall not be made and said scrip shall not be issued.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXVII.

BRIDGES IN MITCHELL, OTTAWA AND LINCOLN COUNTIES.

AN ACT providing for the building and repairing of bridges in Mitchell, Ottawa and Lincoln counties, Kansas, and providing funds therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Mitchell, Ottawa and Lincoln counties, Kansas, are hereby authorized, in addition to their powers now existing, to build or repair such bridges in said counties, and at such points within said counties, as the board of said counties shall determine. They shall also determine the kind or character of bridges to be built or repairs to be made, and shall proceed with reference to the construction thereof in all respects as directed by laws now in force, so far as they are applicable and not in conflict with this act. For the purpose of providing funds for the construction and repair of bridges, as in this section provided, the boards of county commissioners aforesaid are hereby authorized to levy and collect, annually, in the same manner as other taxes are levied and collected, a special tax, not exceeding two mills on the dollar, upon all the taxable property within said counties; and the special fund so arising from such tax shall be used for no other purpose than as in this act provided.

SEC. 2. The said boards of county commissioners are hereby authorized to appropriate from such special fund, without limitation by any law now in force, such sum or sums as they shall deem necessary and expedient for the purposes in the first section of this act mentioned: *Provided,* That said commissioners shall not expend more than the sum of two thousand dollars upon any one bridge.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXVIII.

BRIDGE ACROSS KANSAS RIVER AT ARGENTINE.

AN ACT to provide for the erection of a bridge across the Kansas river, at or near the town of Argentine, Wyandotte county, and authorizing the County Commissioners of said county to issue bonds in payment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of the county of Wyandotte are hereby authorized, immediately after the taking effect of this act, to advertise for proposals for the construction of a bridge across the Kansas river, at or near the town of Argentine, in said county, having first had prepared the plans and specifications therefor, and shall let the contract for the construction to the lowest and most responsible bidder, (the cost of which bridge shall not exceed the sum of fifty thousand dollars,) and shall take from such contractor a good and sufficient bond for the faithful compliance with the contract so made with him.

SEC. 2. In order to pay the contract price for the erection of such bridge, the said county commissioners shall issue the bonds of said county, payable as follows: One-fifth one year after the date thereof, and one-fifth in each year thereafter until the full amount of such bonds shall have been paid, which bonds shall bear interest at a rate not exceeding six per cent. per annum; and it shall be the duty of the board of county commissioners annually, at the time of levying other taxes, to levy an amount each year to pay one-fifth of such bonds, principal and interest; and all moneys realized under a sale of such bonds shall be a special fund called the "Argentine bridge fund," and shall be appropriated only for the purposes hereinbefore specified: *Provided*, That no bonds issued in pursuance of this act shall be sold for less than their par value, nor shall bonds be issued under this act to an amount exceeding the sum of fifty thousand dollars.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER LXXXIX.

BRIDGE IN LINN COUNTY.

AN ACT to authorize the Board of County Commissioners of Linn county to appropriate money to build a certain bridge in that county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of Linn county are hereby authorized and empowered to appropriate the sum of three thousand dollars, or so much thereof as may be necessary, for the purpose of building an iron bridge across Sugar creek, at or near Ritchie ford, on section one, township twenty-one, range twenty-four, in said county.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XC.

BRIDGE IN GRANT TOWNSHIP, RENO COUNTY.

AN ACT authorizing the County Commissioners of Reno county to appropriate money for repairing bridge in Grant township.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the county commissioners of Reno county are hereby authorized and empowered to appropriate the sum of two thousand dollars, or so much thereof as may be neces-

sary, for the purpose of reimbursing Grant township for moneys used and expended in repairing bridge across the Arkansas river in Grant and Salt Creek townships.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCI.

BRIDGE ACROSS VERDIGRIS RIVER IN WOODSON AND GREENWOOD COUNTIES.

AN ACT to authorize the Boards of County Commissioners of Greenwood and Woodson counties to build a bridge across the Verdigris river.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The boards of county commissioners of the counties of Greenwood and Woodson are hereby authorized and empowered to appropriate the sum of twenty-five thousand dollars each for their several counties, to be used for the purpose of building a bridge across the Verdigris river, at a point due east of John Sample's house, on the southeast quarter of section ten, township twenty-six south, of range thirteen east; and are hereby authorized to issue the warrants of their several counties, payable in one, two and three years, drawing seven per cent. interest per annum, in payment for said bridge; and each county shall appoint a commissioner to look after and superintend the building of said bridge.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCII.

BRIDGE IN DOUGLAS COUNTY.

AN ACT to authorize the Board of County Commissioners of Douglas county to appropriate money to build a bridge.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county commissioners of Douglas county are hereby authorized to appropriate the sum of four thousand dollars, or so much thereof as may be necessary, for the purpose of building a bridge across the Wakarusa river at the point where the quarter-section line of section ten, town thirteen, range eighteen east, crosses the Wakarusa river.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCIII.

BRIDGES IN SALINE COUNTY.

AN ACT empowering and requiring the County Commissioners of Saline county to build certain bridges named therein.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the county commissioners of Saline county are hereby empowered to build two iron bridges in said county of Saline, on the township line between Gypsum and Eureka townships, across the creeks of Hobbs and Gypsum, on the section line between section thirty-four, in township fifteen, and range one west, and section three, in township sixteen, and range one west: *Provided,* The townships of

Gypsum and Eureka shall furnish such aid as is now required by law.

SEC. 2. To provide for carrying out the provisions of section one, the county commissioners of the county of Saline are hereby empowered to make a levy sufficient to defray the expenses of the building of said bridges enumerated in section one, for an amount not exceeding sixteen hundred dollars; and said money shall be collected and paid over the same as other moneys collected for like purposes.

SEC. 3. This act shall take effect and remain in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCIV.

BRIDGES IN LINCOLN COUNTY.

AN ACT to authorize the Board of County Commissioners of Lincoln county, Kansas, to appropriate money to build a bridge in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county commissioners of Lincoln county, Kansas, are hereby authorized to appropriate the sum of one thousand five hundred dollars, or so much thereof as may be necessary, for the purpose of building a bridge across Spillman creek, at a point within four and one-half miles of the city of Lincoln, Lincoln county, Kansas.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCV.

BRIDGE IN CLAY COUNTY.

AN ACT authorizing the Board of County Commissioners of Clay county to build a certain bridge, and to provide means therefor, being an act supplemental to chapter seventy-seven of the session laws of 1885.

Whereas, The board of county commissioners of Clay county, under and by virtue of the authority conferred by the provisions of chapter seventy-seven of the laws of 1885, submitted to the qualified voters of said county a proposition to issue the bonds of said county in the sum of sixty-five thousand dollars for the purposes mentioned in said act, which proposition was duly carried; and

Whereas, Said board of commissioners have built the bridges provided for in said act, and have assumed the indebtedness therein mentioned, and there remains of the sixty-five thousand dollars in bonds so authorized to be issued, upwards of twelve thousand dollars which have not been issued and are not required for the specific purposes mentioned therein: therefore,

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Clay county are hereby authorized and empowered, of the bonds authorized to be issued under the provisions of chapter seventy-seven of the laws of 1885, not required for the specific purposes therein mentioned, to forthwith issue a sum not to exceed ten thousand dollars for the purpose of building a bridge for the use of the public as a highway across the Republican river near Springfield, on or near the towship line between townships eight and nine of range three in said county; and it shall be the duty of said board of county commissioners to build and complete said bridge as soon as practicable, in the manner now provided by law.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCVI.

BRIDGES IN CHAUTAUQUA COUNTY.

AN ACT amendatory of an act entitled "An act to authorize the Board of County Commissioners of Chautauqua county to levy taxes for the creation of a bridge fund, and to expend such fund in the erection of bridges," approved February 27, 1885.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section three of said act be and the same is hereby amended to read as follows: The fund created by such levy may be expended in the construction of such bridges as in the judgment of said board are necessary to be erected at points where any state or county road within said county crosses some stream of water; and, limited by the foregoing condition in this section expressed, said board shall have power to determine the number, location and cost of such bridges, and to do all things necessary to cause the construction thereof, including the method and manner of contracting therefor, and the determination of the party with whom such contract shall be made. And whenever any bridge or bridges shall have been built under and by authority bestowed and the power created by this act, it shall be the imperative duty of said board of county commissioners to construct, in connection with said bridge or bridges, proper, suitable, ample and permanent approaches to said bridge or bridges.

SEC. 2. Whenever it shall be made to appear that the board of county commissioners, under the provisions of the act to which this is amendatory, have constructed bridges, and left the same in an impassable condition, by a failure to complete the same, or build approaches and grades thereto, and any township or townships of the county, in order to use such bridges have expended money, and individuals have expended time and means to complete the same and make it passable, it shall be the imperative duty of the board of county commissioners, upon proper proof of such expenditure, to make full restoration of the amount expended, and full payment for the time and money expended by any individual.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCVII.

BRIDGES IN WINFIELD, COWLEY COUNTY.

AN ACT to permit the city of Winfield to issue bonds in the sum of not exceeding twenty thousand dollars, above all other bridge-bond indebtedness of said city, for the purpose of building bridges in said city.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The city of Winfield, Cowley county, Kansas, is hereby authorized to issue the bonds of such city in any sum not exceeding twenty thousand dollars, over and above the present bridge-bond indebtedness of such city, for purpose of erecting bridges within the corporate limits of such city.

SEC. 2. No such bonds shall be issued till the same shall be authorized by a majority of all the votes cast in such city at a special election held therein for such purpose, and such election shall be called, conducted, and the votes canvassed and bonds issued as now provided by law for holding elections in cities of the second class for the purpose of issuing bonds to build bridges: *Provided,* That such election may be held to vote said bonds for two or more bridges in said city at the same time, but in such case the location, and the amount of bonds to be issued for each bridge, shall be stated in such election proclamation, and there shall be a separate ballot-box for each bridge thus voted upon: *And provided further,* That ten thousand dollars of such bonds, or so much thereof as may be necessary, shall be used for the purpose of building one or more bridges across Timber creek, between Third avenue extended west and Maris street extended north; and that ten thousand dollars, or so much thereof as may be necessary, shall be used for the purpose of building one bridge across the Walnut river south of Sixth avenue extended west.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCVIII.

GUILFORD TOWNSHIP, WILSON COUNTY, TO BUILD BRIDGES.

AN ACT to authorize Guilford township, Wilson county, Kansas, to vote ten thousand dollars in bonds to build two wagon-road bridges in said township.

Be it enacted by the Legislature of the State of Kansas:

May vote ten thousand dollars.

SECTION 1. That the township of Guilford, in Wilson county, Kansas, be and the same is hereby authorized and empowered to vote and issue bonds of said township in the

Purpose.

sum not to exceed ten thousand dollars, for the purpose of constructing and maintaining two wagon-road bridges across

Bridges, where located.

Verdigris river — one to be located at or near the town site of Guilford, one to be located at or near the town site of Benedict, in Wilson county, Kansas.

Petition to be presented, signed by.

SEC. 2. That whenever there is presented to the board of county commissioners a petition for an election by two-fifths of the resident tax-payers of said township, the board shall, within thirty days thereafter, at a special election to be by

Question shall be submitted.

them called for the purpose, submit to the qualified voters of such township the question whether such township shall vote bonds for the construction and maintenance of two wagon-road bridges in said township as set forth in section one of this act, and if at such election a majority of the votes cast shall be in favor of such bonds, the same shall be issued as hereinafter provided.

Twenty days' notice to be given.

SEC. 3. At least twenty days' notice shall be given by publication of some newspaper of general circulation in said

township of the time and place of holding such election, which notice shall state the amount and purpose for which said bonds shall be voted; and at such election all ballots having written or printed thereon, "For the bonds for the construction and maintenance of two wagon-road bridges," shall be counted in favor of the construction and maintenance of the two wagon-road bridges, and all ballots having written or printed thereon, "Against the bonds for the construction and maintenance of the two wagon-road bridges," shall be counted against the construction and maintenance of the two wagon-road bridges; which election shall be held and the result thereof certified, returned, canvassed and declared the same as in general elections.

Notice shall state.

Form of ballot.

Result ascertained, how.

SEC. 4. In case such election shall be in favor of the bonds for the construction and maintenance of the two wagon-road bridges, the same shall be issued in denominations of not less than one hundred dollars, and shall be payable at such place in the city of New York as the officers issuing the same may direct, in not less than ten nor more than twenty years from the date thereof, with interest not exceeding eight per cent. per annum, payable semi-annually at such place where the principal sum is made payable, and for which said interest said bonds shall have coupons attached, and said bonds shall be signed by the township trustee and attested by the township clerk of said township.

If in favor of bonds.

Bonds to be of not less.

To be payable.

Interest.

Shall be signed.

SEC. 5. The township trustee, treasurer and clerk of said township are hereby fully authorized and empowered to enter into any contract necessary to carry into effect the provisions of this act.

May make contracts.

SEC. 6. It shall be the duty of the proper officers of said Guilford township annually, at the time when the other taxes are levied, to levy and cause to be collected a sufficient tax to pay the interest on such bonds as the same shall become due, and also for the purpose of creating a sinking fund for the final redemption of such bonds.

Shall levy tax.

SEC. 7. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER XCIX.

RELATING TO CITIES OF THE FIRST CLASS.

AN ACT to amend sections eight, nine, eleven, thirteen, fourteen, twenty-one, ninety-one, ninety-two, ninety-three, ninety-four and one hundred and thirteen of an act entitled "An act to incorporate and regulate cities of the first class, and to repeal all prior acts relating thereto," approved March 4, 1881.

Be it enacted by the Legislature of the State of Kansas:

Adjacent territory may be added to city, when.

SECTION 1. Section eight of an act entitled "An act to incorporate and regulate cities of the first class, and to repeal all prior acts relating thereto," approved March 4, 1881, shall be and the same is hereby so amended as to read as follows: Sec. 8. Whenever any territory adjoining to the city limits shall be subdivided into lots, blocks, streets and alleys, the same may, when approved by the mayor and council, be added to the city: *Provided,* No unplatted territory of over five acres shall be taken into said city against the protest of the owner thereof, unless the same is circumscribed by platted territory that is taken into said city. Any city of the first class may enlarge or extend its limits or area by an ordinance specifying with accuracy the new line or lines to which it is proposed to enlarge or extend such limits or area. Within twenty days after the passage of such ordinance the same shall be published in the city official paper, published in said city, to be designated in said ordinance. When said publication shall have been made, the mayor of said city, at the first regular term of the district court of the county in which said city is situated, commencing after said twenty days, shall present to said court a copy of said ordinance, duly certified by the clerk of said city under its seal, and also therewith an affidavit or affidavits showing the publication of said ordinance as hereinbefore provided, which said certified copy of said ordinance and said affidavits shall be filed with the clerk of said court. Thereupon said court shall determine whether said publication has been made as herein required, and shall then consider said ordinance, and by its judgment either approve, disapprove or modify the same, first hearing all objections, if any, and proofs, if any, offered by said city or

Proviso.

Unplatted territory in excess of five acres not to be taken in, unless.

Publication of ordinance.

Duty of mayor after publication.

Copy to be certified.

Court shall determine.

May approve or modify said ordinance.

persons affected by said ordinance. Should said ordinance be approved or modified by said court, then the limits or area of said city shall be enlarged or extended as therein designated, from the date of such approval or modification; but should it be disapproved entirely, then the limits or area of the city shall remain unaffected by said proceedings; but should the same be approved entirely, or modified and approved, the judgment of said court shall stand, and the limits of such city shall be extended as is in said judgment specified, and the determination of the matter thus submitted to said court shall be final, and all courts of the state shall take judicial notice of the limits or area of such city, as thus enlarged or extended, and of all the steps in the proceedings leading thereto. The district court shall make a record of its finding and determination in the premises, which shall be conclusive evidence of the facts so found and determined; and after the disapproval or modification of one ordinance, another or others may be passed and acted on.

If ordinance approved, city to be enlarged.

Judgment of court to be final.

Court shall make record of findings.

SEC. 2. That section nine of said act shall be amended so as to read as follows: Sec. 9. Each city of the first class shall be divided into not less than four nor more than six wards, which shall be as near equal in population as can conveniently be provided, and the territory of each ward shall be contiguous and compact: *Provided*, That in case the council of any city shall fail to so divide such city into wards before the first election hereunder, then the councilmen provided by law shall be elected at large at the first election under this act.

Each city to be divided into wards.

Wards to be of contiguous territory.

Proviso.

SEC. 3. That section eleven shall be amended as follows: Sec. 11. The mayor and council shall have the care, management and control of the city and its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, not repugnant to the constitution and laws of this state, and such ordinances to alter, modify and repeal, and shall have power—*First*, To levy and collect taxes upon all the real, mixed and personal property within the limits of said city taxable according to the laws of this state, the valuation of such property to be taken from the assessment rolls in the county clerk's office: For general revenue purposes, not to exceed six mills on the dollar in any one year; for general improvements, excepting sewerage and improvements for which special assessments are levied, not to exceed six mills on the dollar in any one year. *Second*, To levy and collect, annually,

Mayor and council to have control of property and finances of city.

May enact ordinances.

May levy taxes.

Purposes and amounts.

Levy tax to pay interest and bonds.

taxes on all the taxable property within the city, in addition to other taxes, in a sufficient amount, for the purpose of paying the interest coupons as they become due on all bonds of the city now issued, or hereafter to be issued by the city, which tax shall be payable only in cash. *Third*, To levy and collect a license tax upon and regulate any and all callings, trades, professions and occupations conducted, pursued, carried on or operated within the limits of such city, including auctioneers, artists, agents (including insurance, real estate, loan and mercantile agents), book or map agents or canvassers, boarding houses, billiard tables, bridge companies and bridge corporations, bankers, banking houses or corporations, bowling alleys, corporations, contractors, clothing-house runners, commission merchants, concerts, cattle dealers, coal yards, dealers in coal, wood, and grain; keepers of bucket shops, option dealers, corn doctors, circuses, doctors, dentists, druggists, express companies and agencies, exhibitions for pay, fortune tellers, gaugers, gift enterprises, hotels, hotel runners or solicitors, horse dealers, hackney or livery carriages, horoscopic views, inn keepers, inspectors, insurance companies (including accident, fire, life or marine insurance companies), ice dealers, intelligence offices, livery-stable keepers, lung testers, lawyers, merchants, museums, menageries, muscle testers or developers, magnifying glasses, newspapers and publishing houses, omnibuses, public buildings, halls, and grounds, peddlers, pawnbrokers, photographists, porters, public lecturers for pay, physicians and surgeons, patent-right dealers, public masquerades, public hall and street exhibitions, pistol or shooting galleries, private hospitals, retailers, railroad and railroad companies (including street or horse railroads), shows, stock yards, theaters and theatrical exhibitions, taverns, ten-pin alleys (without regard to the number of pins used), telegraph and telephone companies, wood yards, wagon yards, and all wagons and other vehicles transporting merchandise or passengers for pay, skating rinks, roller coasters, scavengers, plumbers, sewer and drain layers, and any and all other businesses, trades, avocations or professions whatever, not above mentioned. *Fourth.* To authorize the proper officers of the city to grant and issue licenses, and to direct the manner of issuing and directing the same. All license taxes shall be regulated by ordinance, and no license shall be issued for a longer time than one year. *Fifth.* To have exclusive power to license ferries and to regulate the

May license certain callings.

To authorize the issue of licenses.

License to be for not more than one year.

To license and regulate ferries.

same and the landing thereof, within the limits of the city. *Sixth.* To fix the rate of carriage of persons, and drayage, cartage and transportation of property other than by railroads operated by steam. *Seventh.* To adopt all such measures as they may deem necessary for the protection of strangers and the traveling public, in person or property. *Eighth.* To appropriate private property to the use of the city, as herein provided. *Ninth.* To make regulations to prevent the introduction and spread of contagious diseases into the city; to make quarantine laws for that purpose, and to enforce the same within five miles of the city. *Tenth.* To erect, establish and regulate hospitals, workhouses, houses of correction, pest-houses, and provide for the government and support of the same. *Eleventh.* To make regulations to secure the general health of the city; to prevent and remove nuisances; to regulate or prohibit the construction of privy vaults and cesspools, and to regulate or suppress those already constructed; to compel and regulate the connection of all property with sewers; to suppress hog-pens, slaughter-houses and stock yards, or to regulate the same and prescribe and enforce regulations for cleaning and keeping the same in order; and the cleaning and keeping in order of warehouses, stables, alleys, yards, private ways, out-houses, and other places where offensive matter is kept or permitted to accumulate, and to compel and regulate the removal of garbage and filth beyond the limits of the city. *Twelfth.* To establish, regulate and support night watch and police, and to define the duties thereof. *Thirteenth.* To provide for the lighting of streets and the erection of lamp posts. *Fourteenth.* To regulate and maintain market houses heretofore erected, to maintain and regulate market places; and to maintain any library for public use that may have been heretofore used or supported by the city for the public benefit, and to regulate the entrances to public halls, churches and buildings, and the way of ingress to and egress therefrom. *Fifteenth.* To compel owners of property adjacent to walks and ways, where dangerous, to erect and maintain railings, safeguards and barriers along the same. *Sixteenth.* To provide for the prevention or extinguishment of fires, and to organize and establish fire, hook-and-ladder companies; provide for a fire department, and to regulate the same; to establish fire limits; to regulate, restrain or prohibit the erection of wooden buildings within such limits as may be prescribed by ordinance, and to provide for the removal of the same at

To protect traveling public.

May appropriate private property to use of city.

Adopt quarantine regulations.

Limits of quarantine.

May erect hospitals and workhouses, etc.

Make regulations to secure public health.

To maintain police and night watch.

Regulate and maintain market houses.

Maintain public library.

Public halls, churches, etc.

Walks and ways, where dangerous.

To provide for prevention and extinguishment of fires.

Establish fire limits.

the expense of the owner thereof when erected contrary to the ordinances of the city; to regulate and prevent the storing of green hides, and the carrying on of manufactures dangerous in causing or producing fires, injurious to health, or obnoxious or offensive to the inhabitants of said city; to appoint a fire marshal, with power to remove and keep away from the vicinity of any fire all idle and suspicious persons lurking near the same, and to compel any person or persons present to aid in the extinguishment of such fire, or the preservation of property exposed to the danger of the same, and in preventing goods from being purloined thereat, and with such powers and duties as may be prescribed by ordinance: *Provided*, No wooden buildings may be erected in fire limits once fixed, nor any frame additions made to any existing building. *Seventeenth.* To regulate and order the cleaning of chimneys. *Eighteenth.* To regulate the storage of powder, pitch, turpentine, resin, hemp, baled hay, cotton, and all other combustible or inflammable materials, and the storing of lumber in yards or on lots within the fire limits of the city, or as they may be prescribed by ordinance, and the use of lights and candles in stables, shops and other places; to remove or prevent the construction of any fire-place, chimney, stove, oven, boiler, kettle, or any apparatus used in any house, building, manufactory or business which may be dangerous in causing or producing fires; to direct the safe construction of deposits for ashes; and to enter into and examine all dwelling houses, lots, yards, inclosures, and buildings of every description, and other places, in order to ascertain whether any of them are in a dangerous state; and to take down or remove buildings, walls, and superstructures that may become insecure or dangerous, and to require the owner of insecure and dangerous buildings, walls and other erections to remove or render the same secure and safe at the cost of the owner or owners of such property. *Nineteenth.* To regulate and prescribe the manner and order the building of partition and parapet and fire-walls and partition fences, and to regulate and prescribe the construction and building of chimneys, smoke, hot-air flues and smoke stacks. *Twentieth.* To regulate parks, public grounds, depots, depot grounds, and places of storage of freight and goods within the limits of the city, and to provide for and regulate the construction and passage of railways and street railroads through the streets, avenues, alleys or lanes and public grounds

Storing of green hides.

Dangerous manufactories.

Fire marshal, powers of.

Wooden buildings.

Cleaning of chimneys.

Storage of dangerous and inflammable substances.

Lights in stables.

Partition walls.

Parks, public grounds, depots and depot grounds.

of the city: *Provided,* That no person or company to whom the right and privilege shall at any time be granted by the mayor and council of such city to construct railroads and street railroads through the city, shall have the exclusive privilege to use any streets for that purpose. *Twenty-first.* To regulate the crossings of railway and street railway tracks, and provide precautions and prescribe rules regulating the same, and to regulate the running of street railroads or cars, and railway engines, cars and trucks within the limits of said city, and to prescribe rules relating thereto, and govern the speed thereof, and to make any other and further provisions, rules and regulations to prevent accidents at crossings and on the tracks of railways, and to prevent fires from engines, and to require such railroad companies to erect viaducts over their railroad tracks at the crossing of streets. *Twenty-second.* To grant the right-of-way for the erection of telegraph, electric light or telephone posts and wires along and upon any of the streets, alleys or ways of the city, and change, modify and regulate the same. *Twenty-third.* To grant to any person or corporation the use of the streets, alleys and public grounds for the purpose of laying gas, water or steam pipes, or conduits for electric light, to be used in furnishing or supplying such city and inhabitants, or any person or corporation, with gas, water, steam or hot air for heating purposes or light, and to grant permits or to make contracts with persons or associations to mine for coal, metals or stone within the corporate limits of such city, under such restrictions as shall protect public and private property and insure proper remuneration for such grants: *Provided,* That no franchise, rights-of-way, or privileges of any character whatever, shall be granted by the mayor or council for a longer period than twenty years. *Twenty-fourth.* To provide by ordinance for the punishment of all persons who may in any way wrongfully interfere with or obstruct, injure or destroy any railway tracks, cars or engines, trucks, or loiter around or about the same, or injure any pipe or pipes, lamp posts, lamps, hydrants, or any instrument or fixture used in connection with the same, or who may unlawfully cause the waste of or appropriate any of the gas, water, steam or hot air conveyed by or through such pipe or pipes. *Twenty-fifth.* To prevent or regulate the running at large of cattle, hogs, horses, mules, asses, fowls, sheep, goats, dogs, and all other animals, and to cause such as may be running at large to be impounded

Exclusive use of streets not to be granted.

Railway crossings.

Telegraph, electric light and telephone wires.

To grant use of streets and alleys for certain purposes.

Proviso.

To provide punishment for injuries to railway tracks, etc.

To prevent the running at large of animals.

and sold to discharge the costs and penalties provided for the violation of such regulations and the expense of impounding and keeping the same, and of such sale, and to regulate and provide for the taxing of owners and harborers of dogs, and to destroy dogs running at large contrary to any ordinance regulating the same. *Twenty-sixth.* To provide for the erection of all needful pens, pounds and buildings for the use of the city, within and without the city limits, and to appoint and confirm keepers thereof, and to establish and enforce rules governing the same. *Twenty-seventh.* To require and regulate the planting and protection of shade trees in the streets and on the public grounds of the city, the building of bulkheads, cellar and basement-ways, stairways, railings, window and doorways, awnings, hitching posts and rails, lamp posts, awning posts, and to regulate or prohibit awnings, awning posts, and all other structures projecting upon or over or adjoining the street or sidewalk, and all excavations through and under the sidewalks of the city: *Provided,* That no person or corporation that now has or may hereafter acquire the right to use the streets, avenues or alleys of the city for laying gas, steam or water pipes, or conduits for the transmission of light, heat or power, or for any other purpose, make any excavation on any street, avenue or alley of said city that has been paved, except in conformity to the regulations and rules established by the mayor and council by ordinance. *Twenty-eighth.* To prohibit and suppress the tippling shops, saloons, dramshops, club rooms, to restrain, prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath day, and all kinds of indecency and other disorderly practices, disturbance of the peace, assault and battery, and petit larceny, and to provide for the punishment thereof. *Twenty-ninth.* The council may prescribe rules for the weighing and measuring of every commodity sold in the city, in all cases not otherwise provided for by law, and may provide for the inspection of grain and weighing of hay, grain and coal, the measuring of wood and fuel, and determine the place or places of the same, and regulate and prescribe the place or places of exposing for sale hay, coal and wood, and fix the fees and duties of the persons authorized to perform the duties named in this section; and to provide for the inspection and condemnation of coal oil, gasoline, naphtha, and all other inflammable and com-

To provide for the erection of pens and pounds.

To require and regulate the planting of trees and the building of bulkheads, awnings, etc.

No excavations to be made in paved streets, except.

To prohibit and suppress what.

Weighing and measuring.

May prescribe rules for inspection of grain.

Prescribe where may be sold.

bustible oils, fluids or gases used for heating or lighting purposes, when the same shall not be of the quality and standard prescribed by the law or by ordinance. *Thirtieth.* To provide for the government and regulation of markets, market places and meat shops, and to collect a license tax therefrom and determine the amount of license to be paid therefor. *Thirty-first.* The mayor and council shall have the right to establish, alter and change the channels of streams and water-courses, and to bridge the same: *Provided,* That any such improvement mentioned in this subdivision, costing in the aggregate a sum greater than two thousand dollars, shall not be authorized until the ordinance providing therefor shall be submitted to and ratified by a majority of the legal voters of the city. *Thirty-second.* To provide that any person desiring to subdivide any tract of land within the city limits shall submit a plat and map of such subdivision, and a correct abstract of title of the land platted, to the mayor and city council, to be approved by said mayor and council, before the same shall be filed in the office of the register of deeds of the county in which said land is located: *Provided,* That the person or persons so desiring to subdivide his or their tract of land shall not, in the dedication of the streets and alleys or public grounds of said subdivisions for public use, reserve to themselves, their heirs or assigns, the right to quarry or dig any rock, coal or other mineral, or make any reservation whatever in any streets, alleys, or public grounds. *Thirty-third.* To make all needful police regulations necessary for the preservation, good order and peace of the city, and to prevent injury to or destruction or interference with public or private property. *Thirty-fourth.* Each city shall constitute a separate road district; and the mayor and council are authorized and empowered to compel each male resident of said city, between the ages of twenty-one and forty-five years, to perform two days' labor of ten hours each on the streets, alleys or avenues of the said city, or in lieu thereof, pay to the street commissioner the sum of three dollars. The city clerk shall make out and certify to the street commissioner and city treasurer, on or before the first day of April of each year, duplicate lists of persons registered by him as voters, between the ages of twenty-one and forty-five years, and the street commissioner shall collect the sum of three dollars from each person so certified by the clerk, or compel each person to perform personally two days' labor

Market houses and market places.

May change channels of streams.

When improvements exceed in cost, to be submitted to vote.

Plat and abstract of additions to be submitted to mayor and council.

Dedication of streets and alleys.

Police regulations.

Poll tax.

on the streets, alleys or avenues of said city. The street commissioner shall, every forty-eight hours, turn over to the city treasurer all moneys collected by him during said time, together with a list of the persons from whom said money was collected, and shall, once every week, make out and deliver to the city treasurer a list of all persons who have performed their two days' labor on the streets. The city treasurer shall place the money collected by the street commissioner in the general-improvement fund. All work or labor done under the provisions of this section shall be under the superintendence of the street commissionerer. Each city shall have power to pass all ordinances, and to enforce the same by fine, imprisonment, or both, necessary to carry out fully the provisions of this section. *Thirty-fifth.* To provide for the election of city officers, and prescribe the manner of conducting the same, and the returns thereof, and for deciding contested elections, in any manner not in conflict with the laws of the state. *Thirty-sixth.* To provide for removing officers of the city for misconduct. *Thirty-seventh.* To regulate the police of the city, and to impose fines, forfeitures and penalties for the breach of any ordinance, and to provide for the recovery and collection thereof, and in default of payment, to provide for confinement in the city prison or to hard labor. *Thirty-eighth.* To regulate and prescribe the duties, powers and compensation of all officers and servants of the city not herein provided for. *Thirty-ninth.* To require from all officers and agents bonds and security for the faithful performance of their duties, and to take and subscribe an oath of office. *Fortieth.* To appropriate money and provide for the current expenses of the city: *Provided,* That no indebtedness shall be incurred, or order, or warrant or evidence of indebtedness of the city shall be drawn or issued on the treasurer in payment of any indebtedness to exceed the amount of funds on hand in the treasury at the time: *And provided further,* That every order or warrant drawn on the treasurer shall express on its face to whom issued and for what purpose allowed; and the same shall be payable to such person or his order. *Forty-first.* All expenditures of moneys, and for any purpose whatever, shall be in pursuance of a specifice appropriation made by ordinance, and in no other manner. *Forty-second.* To elect one of their own body, who shall be styled "President of the Council," and who shall preside at all meetings of the council in the

Election of city officers.

Removal of officers.

Police.

To require bonds from officers.

Current expenses, provide for.

No warrants to be drawn in excess of amount in treasury.

Orders shall express what.

Money shall be paid, how.

President of council, powers of.

absence of the mayor; and in the absence of the president of the council, select one of their own body to occupy the place temporarily, who shall be styled "Acting President of the Council;" and the president and acting president, when occupying the place of mayor, shall have the same power as the mayor, but shall not exercise the rights, duties or privileges of a councilman while so acting as mayor: *Provided*, That the acting mayor shall have no power to sign or execute contracts, or approve or disapprove ordinances, except for the current expenses of the city for the preceding month. *Forty-third.* To cause to be constructed all sidewalks, determine the material, plans and specifications of the same, and to levy and collect special taxes for the payment thereof. *Forty-fourth.* To close and vacate any street or alley, or any portion thereof.

Sidewalks.

Vacate streets and alleys.

SEC. 4. Section thirteen shall be so amended as to read as follows: Section 13. For opening, widening, extending and grading any street, lane, alley or avenue, and for doing all excavating and grading necessary for the same, and for all improvements of the squares and areas formed by the crossing of streets, and for building culverts, bridges, viaducts, and all crossings of streets, alleys, and avenues, the cost or contract-price thereof shall be paid out of the general-improvement fund, except as otherwise provided by law; and for all paving, macadamizing, curbing and guttering of the streets and alleys, the assessments shall be made for the full cost thereof on each block separately; on all lots and pieces of ground to the center of the block on either side of such street or avenue, the distance improved or to be improved, or on the lots or pieces of ground abutting on such alley, according to the assessed value of the lots or pieces of ground, without regard to the buildings or improvements thereon, which value shall be ascertained by three disinterested appraisers appointed by the mayor and council. It shall be the duty of said appraisers, within ten days after being notified of their appointment, to proceed to appraise such lots and pieces of land as may be designated by the council, after having taken and subscribed an oath to make a true and impartial appraisement, which appraisement shall be returned to the city council at its first meeting after the same shall have been completed. When said appraisement is returned, the mayor and council shall appoint a time for holding a special session, on some day to be fixed by them, to hear any complaint that may be made as to the

Cost of opening and improving streets, how paid.

Paving and macadamizing.

valuation of any lot or piece of ground appraised as aforesaid, a notice of which special session shall be given by the mayor in the official paper of the city; and said mayor and council at said special session shall alter the valuation of any lot or piece of ground, if in their opinion the same has been appraised too high or too low:

Proviso. *Provided*, That in case a petition of a majority of the resident property-owners of a majority of the front feet on any street, or part thereof, shall petition the mayor and council to grade any street, and to grade and pave the intersections thereof, at the cost of the owners of the lands fronting upon the street described in the petition, and if such petition shall be ordered spread upon the journal of the council by a majority of the council elect, the mayor and council shall thereafter have power to assess the cost of such improvement against the lots and parcels of land abutting on such street so improved abutting property.

SEC. 5. Section fourteen shall be so amended as to read as

When deemed necessary to pave streets, council shall declare. follows: Sec. 14. When the mayor and council shall deem it necessary to pave or macadamize any street, lane, avenue, alley, or any part thereof, within the limits of the city, for which a special tax is to be levied as herein provided, such council shall, by resolution, declare such work or improvement necessary to be done; and such resolution shall be published for four consecutive weeks in the official newspaper of the city;

Council to contract for paving. and if two-thirds of the owners of the property resident in the city, liable to taxation therefor, shall not within twenty days thereafter file with the clerk of said city their protest against such improvement, then such council shall have power to cause such improvement to be made, and to contract therefor, and to levy the taxes as herein provided; and the work may be done before, during or after the collection of the special assessments, as may be deemed proper by the mayor and council. No such notice shall be required for the making of any sidewalk, but the council may, upon the petition of ten or more citizens, order any sidewalk constructed, as provided in this act, if by them deemed necessary. No formality whatever shall be required to authorize the repairing of sidewalks, and making assessments therefor; but the street commissioner or the committee on improvements may, after first giving five days' personal notice to each owner or his or her agent, if known, the necessity therefor, and without such notice if the lot

or piece of ground be unoccupied, make repairs at any time, keeping an account of the cost thereof, and reporting the same to the city council for assessment; and each lot or piece of ground abutting on such sidewalk shall be liable for the cost of repairs made along or in front of such lot or piece of ground, as reported to the city council, together with a penalty of twenty-five per centum on the amount thereof.

SEC. 6. That section twenty-one shall be so amended as to read as follows: Sec. 21. At no time shall the levy of all city taxes of the current year for all purposes, exclusive of school, water-works, sewer and special-improvement taxes, and a general tax for the paving or macadamizing of areas formed by the intersections of avenues, streets and alleys, exceed two per cent. of the taxable property of the city.

Taxes shall not exceed two per cent., except.

SEC. 7. That section ninety-one shall be so amended as to read as follows: Sec. 91. The city clerk shall receive a salary of not more than fifteen hundred dollars per annum, except in cities of the first class of not over twenty thousand inhabitants, in which case the salary shall not exceed twelve hundred dollars per annum.

Salary of city clerk.

SEC. 8. That section ninety-two shall be so amended as to read as follows: Sec. 92. The city treasurer shall receive a salary of not more than six hundred dollars per annum.

Salary of treasurer.

SEC. 9. That section ninety-three shall be so amended as to read as follows: Sec. 93. The city attorney shall receive a salary of not more than twelve hundred dollars per annum, except in cities of the first class of not over twenty thousand inhabitants, in which case the salary shall not exceed six hundred dollars per annum.

Salary of city attorney.

SEC. 10. That section ninety-four shall be so amended as to read as follows: Sec. 94. The city engineer shall receive such compensation as the mayor and council may by ordinance establish, except in cities of the first class of not over twenty thousand inhabitants, in which case the salary shall not exceed twelve hundred dollars per annum.

City engineer.

SEC. 11. That section one hundred and thirteen shall be so amended as to read as follows: Sec. 113. All claims against the city must be presented in writing, with a full account of the items, and verified by oath of the claimant or his agent that the same is correct, reasonable and just; and no claim or demand shall be audited or allowed unless presented and verified as provided in this section: *Provided*, No costs shall

Claims to be presented, how.

be recovered against such city in any action brought against it for any unliquidated claim which has not been presented to the city council to be audited, nor upon claims allowed in part, unless the recovery shall be for a greater sum than the amount allowed, with the interest due: *And provided further*, That no action shall be maintained against such city in exercising or failure to exercise any corporate power or authority in any case where such action would not lie against a private individual under like circumstances.

Sections repealed.

SEC. 12. That said sections eight, eleven, thirteen, fourteen, twenty-one, ninety-one, ninety-two, ninety-three, ninety-four and one hundred and thirteen of the act of which this is amendatory be and the same are hereby repealed.

SEC. 13. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER C.

POLICE GOVERNMENT OF CITIES.

AN ACT providing for the police government of cities of the first class through a board of police commissioners, appointed by the executive council, and also for a similar government of cities of the second class in certain contingencies.

Be it enacted by the Legislature of the State of Kansas:

Executive council shall appoint commissioners, when.

SECTION 1. The executive council shall appoint a board of police commissioners, to consist of three members, for each city of the first class in this state, if considered expedient and upon the presentation of a petition of two hundred *bona fide* householders of such city having the qualifications of electors, or when said executive council shall deem it advisable or necessary for the better and more perfect government of such

city. Such commissioners shall have been qualified electors and householders of such city at least three years next prior to their appointment, and one of whom shall be of opposite politics from the other two. The official term of such commissioners shall expire on the first Tuesday of April of each odd-numbered year, but such commissioners, or any one of them, may be removed and the vacancies filled by a majority vote of the executive council at any regular or special session; and at the regular session next preceding the expiration of the official term of such commissioners, or at a subsequent special session in the event of a failure to act at such regular session, the executive council shall make a new appointment of the same or other commissioners for the next succeeding regular term of two years, in case the police government of such city shall continue to be administered under this act, but not otherwise. Before entering upon their duties, such commissioners shall each take and subscribe and cause to be filed in the office of the secretary of state an oath of office, and for the faithful discharge of duty, and if any appointee shall, for ten days after notification, fail to cause such oath to be filed as aforesaid, his appointment shall be revoked and a new appointment shall be made by the executive council, which shall also have power to fill all vacancies in said board. One of said commissioners shall be designated by the executive council to act as president and another one of them as secretary of the board. The annual salary of the commissioners shall be fixed by the executive council, but the same shall not be less than two hundred dollars nor more than three hundred dollars for each commissioner for a city of the second class, nor less than three hundred dollars nor more than four hundred dollars for each commissioner for a city of the first class. But the secretary may be allowed a sum not exceeding two hundred dollars in addition to his salary as a commissioner. Said salaries shall be paid out of the state treasury in like manner as the salaries of state officers.

Qualification of commissioners.

Term shall expire.

May be removed.

Commissioners shall take oath.

One to be president and one secretary.

Salary.

Salaries to be paid, how.

SEC. 2. The board of police commissioners shall immediately appoint a police judge, whose term of office shall expire on the second Tuesday of April of the next odd-numbered year following his appointment, when the new or reappointed board shall make a new appointment of the same or some other person as police judge for the next regular term of two years. The police judge appointed by the board shall have

Shall appoint police judge.

Term of office.

Powers of police judge.

the exclusive and same power and authority and shall exercise all the rights and perform all the duties under the laws of the state and the ordinances of such city, as the police judge of such city under existing laws.

Appoint marshal and policemen.

SEC. 3. The board of police commissioners shall also immediately appoint a marshal, who shall be chief of police, subject to the orders of the board, and as many policemen as may be deemed necessary, not exceeding one for each fifteen hundred inhabitants. The marshal and policemen shall hold their respective offices until the second Tuesday of April next following their appointment, subject, however, to removal at any time by the unanimous vote of the board, or by a majority vote and thirty days' notice. The marshal and policemen so appointed shall have exclusive power, and it shall be their duty, to serve all process issued by the police judge, and all notices and papers issued by the board or any officer or member thereof. They shall also have and exercise all the common-law and statutory power of constables within the city, except for the service of civil process and all the powers now had and exercised by policemen under the laws of the state and the ordinances of such city.

Term of office.

Powers of marshal and policemen.

Shall keep an office.

SEC. 4. The board shall keep and maintain an office at the council chamber, police court room, or some station house, and shall meet in regular session every Saturday evening, and in special session at any other time upon written request of any member to each other member who is in the city. Any regular session may be adjourned for a period not exceeding four days. Two members shall constitute a quorum at any regular or adjourned session, or at any special session properly called and notified. The concurrence of two members shall be sufficient to decide any question properly coming before the board. It shall be the duty of the board to fill all vacancies in the offices of police judge, marshal, and policeman. The board shall have the entire control of the police force of such city, its organization, government, and discipline, and entire control of all station houses, city prisons, patrol wagons, books, records, equipments, and all other property belonging to the police department, and shall audit all claims against said department and certify the same to the mayor and council for payment, when correct. It shall be the duty of the board to make general and special rules for its own government, and for the government and regulation

Meetings.

Quorum.

Shall fill vacancies.

of the police department, and to make and promulgate proper orders to the police force through the marshal.

May appoint special policemen.

SEC. 5. The board may, on the application of any person or persons showing cause therefor, appoint any number of special policemen, not exceeding in all the number of the regular policemen, to do duty at any designated place or places in the city at the expense of the person or persons by whom such application shall be made; and the city shall not pay any such special policemen so appointed, and such special policemen shall not be required to do duty at any other than the designated place or places, but in all other respects they shall obey all rules and regulations of the board and all orders from the marshal. The board may also, with the consent of the governor of the state, appoint such number of special policemen for general duty in the city as may be deemed advisable, not exceeding the number of the regular policemen; but such special policemen shall not serve longer than seven successive days without new appointments being made in like manner, and they shall not be paid at a rate exceeding that of the regular policemen.

Duty of mayor and council.

SEC. 6. It shall be the duty of the mayor and council of any such city to provide at its expense all necessary accommodations for the sessions of the board, and to provide a police-court room, station houses, and prisons, and to furnish, warm and light the same; to furnish food for prisoners; to provide for the monthly payment of the police judge, marshal, and policemen, on the certificate of the board as to the amount due each; also for such office expenses, record books, stationery, printing, telegraphing, badges, clubs, and the repair and cleaning of police buildings, as may be necessary—it being the true intent and meaning of this act that all the necessary expenses of the police department shall be borne by the city out of its general-revenue fund, notwithstanding the government of such department is vested exclusively in said board.

Mayor and council not to have control of police force.

SEC. 7. Neither the mayor nor the council, nor any officer appointed by them, shall have any government of the police force; and the city treasurer shall not pay any of the police force, except upon the certificate of said board. Any person or persons who shall in any manner interfere with or interrupt said board, or the police judge, marshal or policeman so appointed, while in the legal performance of duty, shall, upon conviction thereof before the district court of the county

wherein such city is located, be adjudged guilty of a misdemeanor, and shall be fined in any sum not less than one hundred dollars nor more than one thousand dollars, or may be imprisoned in the county jail not less than ten days nor more than ninety days, for each offense.

All appointees to be electors of city.

SEC. 8. Every police judge, marshal and policeman appointed under this act shall be a qualified elector of such city, and before entering upon the discharge of his official duties shall take and subscribe, and cause to be filed with the board, an official oath and for the faithful discharge of duty.

Salaries.

SEC. 9. The annual salaries of the following-named officers shall be fixed by order of the board within the following limits, namely: In cities of the second class, the police judge not less than five hundred dollars nor more than seven hundred and twenty dollars; the marshal not less than five hundred dollars nor more than seven hundred and twenty dollars, and the policemen each not less than three hundred and sixty dollars nor more than six hundred dollars; in cities of the first class, the police judge not less than eight hundred dollars nor more than twelve hundred dollars; the marshal not less than eight hundred dollars nor more than twelve hundred dollars, and the policemen each not less than six hundred dollars nor more than seven hundred and twenty dollars.

Fines and forfeitures.

SEC. 10. All fines and forfeitures collected by the police judge upon charges for the violation of the laws of the state shall be by him paid into the county treasury of the county in which such city is located, for the use of the common-school fund of such county. All fines and forfeitures collected by the police judge upon charges for the violation of city ordinances, and all fees of officers collected by the police judge under any act of the legislature or city ordinance for services, shall be by him paid into the city treasury for the use of the general-revenue fund of such city.

Attorney general to bring suit, when.

SEC. 11. The attorney general of this state, or the assistant attorney general for any county, shall have authority to commence and prosecute to final judgment an action in *quo warranto*, or other appropriate proceeding, in the supreme court or in the proper district court, against the mayor and councilmen of any city of the second class which by means of licenses pretends to authorize, or by simulated fines or forfeitures attempts to foster and encourage, the illegal manufacture or sale of intoxicating liquors, or which shields offenders against the

Not to permit the sale of intoxicating liquors.

laws of the state relating to the manufacture and sale of intoxicating liquors, or refuses or habitually neglects to require the police officers to perform their duties under such laws: *Provided*, That no such proceedings shall be commenced until petitioned for by at least fifty householders of such city, or the executive council and shall direct such proceedings. Proviso.

SEC. 12. Upon the finding of such court that such city has, up to the commencement of the action, either by means of licenses pretended to authorize, or by simulated fines or forfeitures attempted to foster and encourage, the illegal manufacture or sale of intoxicating liquors, or has shielded offenders against the laws of the state relating to the manufacture and sale of intoxicating liquors, or has refused or habitually neglected to require the police officers to perform their duties under such laws, judgment of ouster shall be rendered by such court against the mayor and council of such city, and the police force thereof including the police judge, marshal, and all policemen; and each and all of these offices in said city shall become vacant within ten days after the rendition of such judgment, and their functions and pay shall cease, any other act of the legislature fixing their term of office and compensation to the contrary notwithstanding; and such city shall be adjudged to pay all costs of the action. Officers to be ousted if illegal sale of liquors is permitted.

SEC. 13. It shall be the duty of the clerk of the court in which such judgment of ouster is rendered to immediately certify a copy of the journal entry thereof, under the seal of the court, to the governor, who shall thereupon, together with another member, forthwith call a special session of the executive council, unless it shall be within two days of the time of the regular session, in which case no special session need be called. At such regular or special meeting the executive council shall appoint a board of police commissioners for such city of the second class, which commissioners shall have like qualifications, powers and duties as prescribed herein for such commissioners in cities of the first class; and thereupon this act shall take effect and be in force in such city until such time as hereinafter provided. Clerk of court to certify copy of judgment to the governor. Duty of governor.

SEC. 14. During the time that the police government of any city is administered under this act, all acts of the legislature and all ordinances of such city, in so far as the same are in conflict or inconsistent with this act, shall be suspended, and shall remain inoperative. Acts in conflict with this act to be suspended.

Police judge to have custody of records.

SEC. 15. The police judge appointed by the board shall be the legal successor of the police judge elected by the city, and shall be entitled to the custody of the records and papers of the office, and he may give transcripts, and certify the same with like effect as such predecessor might have done; and when the police government of any such city of the second class under this act shall cease the police judge elected by such city shall be the legal successor of the police judge appointed by the board, and shall be entitled to the custody of the records and papers of the office, and he may give transcripts, and certify the same with like effect as the police judge under this act might have done. And when the government of such city of the second class under this act shall cease, the board shall turn over to the city clerk all the records and papers of the board, and thereafter they shall be deemed records and papers of the city clerk's office.

Duty of executive council when no longer necessary to enforce this act.

SEC. 16. Whenever the executive council shall deem it no longer necessary to continue the government of any such city of the first or second class in the manner provided for by this act, the governor shall issue, and cause to be published in the official state paper, his proclamation to that effect, and authorizing the election of a police judge by the electors of such city at the regular city election on the first Tuesday of April of any odd-numbered year; and after such election a marshal and a sufficient number of policemen shall be appointed by the mayor, by and with the consent of the council, in like manner as if this act had never been passed; and the functions and salary of the police judge under this act shall cease and determine upon the election of such police judge and his qualification under such election; and the functions and salaries of the marshal and policemen under this act shall cease and determine upon the appointment of such marshal and policemen by the mayor by and with the consent of the council and their qualification under such appointment. But nothing in this act contained shall be construed to prevent the appointment by the board of police commissioners of any incumbent holding by election or appointment by the city, nor to disqualify any incumbent holding by appointment by said board from election by the city, or appointment by the mayor by and with the consent of the council, nor to prevent his election or appointment. And the prosecution of an action to final judgment, and the placing of the police government of a city under the

Commissioners may appoint.

provisions of this act, shall not be construed as a bar to a subsequent action and further proceedings under this act, whenever it shall be deemed necessary by the attorney general, or the assistant attorney general for the county in which such city is located.

SEC. 17. This act shall take effect and be in force from and after the date of its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CI.

INTERNAL IMPROVEMENTS IN CITIES OF FIRST CLASS.

AN ACT relating to internal improvements in cities of the first class.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That whenever the mayor and council of any city of the first class shall, under authority vested in them by any law of this state, cause any street, avenue or alley in such city to be graded, curbed, guttered, paved, repaved, or macadamized, or any sewer to be constructed, the expense of which is chargeable to the abutting property, or any bridge over a water-course to be erected, or the areas formed by the intersection of streets and alleys to be paved, repaved, or macadamized, they may, in their discretion, provide for the payment of the cost thereof by installments, instead of levying the entire tax or special assessment for such cost at one time; and for such installments they may issue improvement bonds of the city, payable in installments of equal amounts each year, none of which bonds, nor any of the installments thereof, shall run longer than ten years, nor bear interest exceeding seven per centum per annum. The credit of the city issuing such bonds shall be pledged for the payment thereof.

Improvements, how paid for.

May issue improvement bonds.

Interest.

Such bonds may be issued to the contractor constructing the improvement in payment thereof, or the mayor and council may sell the same, at not less than their par value, and pay the proceeds thereof to the contractor. Such bonds shall not be issued in amount in excess of the contract-price of the work or improvement, except that the installment coupons shall include the interest on such installments to the maturity thereof. The bonds shall be of such denominations as the mayor and council shall deem proper. Where improvement bonds are issued under this act for improvements, the cost of which is by law charged by special assessment against specific property, the mayor and council shall levy special assessments each year sufficient to redeem the installment of such bonds next thereafter maturing, but in computing the amount of special assessment to be levied against each piece of property liable therefor, interest thereon shall be added at the rate of eight per centum per annum from the date of the issuance of said bonds until the maturity of the installment of bonds next thereafter maturing. Such assessments shall be made upon the property chargeable for the cost of such improvements respectively, and shall be levied and collected in the same manner as may be provided by law for the levy and collection of special assessments for such improvements where no bonds are issued, except as otherwise provided by this act, but the assessed valuation liable for such cost, which is established for the first year's assessment, shall be retained for the assessments for the succeeding installments of said bonds. The owner of any piece of property liable to any such special assessment may redeem his property from such liability by paying the entire amount chargeable against his property, upon the city clerk mailing him a written or printed notice thirty days before the issuance of the bonds, or after the issuance of the bonds by paying all the installments of the assessments which have been levied and also the amount of unlevied installments, with interest on the latter at the rate of eight per centum per annum from the date of the issuance of the bonds to the time of maturity of the last installment. In all cases where installments of assessments not yet levied and paid as above provided, whether before or after the issuance of the bonds, the same shall be paid to the city treasurer, who shall receipt therefor, and all sums so paid shall be applied solely to the payment of such improvements or the re-

Shall not be issued in an amount in excess of contract-price.

Shall levy assessments.

Owner may redeem.

demption of the bonds issued therefor. Where any piece of property has been redeemed from liability for the cost of any improvement as herein provided, such property shall not thereafter be liable to further special assessment for the cost of such improvement. No suit to set aside the said special assessments, or to enjoin the making of the same, shall be brought, nor any defense to the validity thereof be allowed, after the expiration of thirty days from the time the amount due on each lot or piece of ground liable for such assessment is ascertained. The funds raised by such assessments shall be applied toward the redemption of said bonds, and toward reimbursing the city when said bonds, or any part thereof, are redeemed from general taxes. For the cost of such improvements as are made payable out of the general-improvement fund of the city, the mayor and council may also issue bonds of the same tenor and effect, and under the same restrictions as those hereinbefore mentioned, and such bonds and the interest thereon shall be paid by the levy of a general tax on all the property in the city.

Property redeemed not liable to further assessments.

Funds to be applied, how.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 22, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 23, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CII.

SEWERAGE IN CITIES OF SECOND CLASS.

AN ACT to authorize cities of the second class to construct and maintain a system of sewerage and drainage.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. For the purpose of providing for the expenses of sewerage and drainage, the mayor and council of any city of the second class may by ordinance divide said city into such number of taxing districts as they may see fit.

City may be divided into districts.

Mayor and council to provide for system of.

SEC. 2. The mayor and council shall have power to provide for a system of sewerage and drainage for the city or any part thereof, and to build and construct sewers or drains by districts or otherwise, as the mayor and council may designate. The

Expenses of, how paid.

costs and expenses of constructing the same shall be assessed against the lots or pieces of ground contained in the district in which the same is situated, and the cost of the same shall be levied and collected as one tax, in addition to other taxes and assessments, and shall be certified by the city clerk to the county clerk to be placed on the tax-roll for collection, subject to the same penalties, entitled to the same rebate and collected in like manner as other taxes: *Provided*, That where any property has paid or shall pay its full proportions for general sewers or drains in one district, it shall not be transferred to any other district and be thereby made liable for taxation for sewers and drains therein.

May connect with creek or ravine.

SEC. 3. Such city shall have authority to lay sewer pipes and drains and connect the same with any creek, ravine or river at any point within five miles of the corporate limits of said city; and for this purpose the right of eminent domain is hereby granted to cities of the second class.

Right-of-way, proceedings to obtain.

SEC. 4. Whenever the city council shall determine to lay off and condemn a right-of-way from its corporate limits to such point on such creek, ravine, or river, and to connect pipes and drains therewith as aforesaid, the mayor and council may, by resolution in writing, signed by its mayor and clerk and attested with the seal of the city, appoint three disinterested appraisers, who, after being duly sworn faithfully and impartially to discharge their duties, shall appraise the damage which the laying of such pipes and drains, and the connecting of the same with such creek, ravine, or river, shall cause any person; and within ten days from such appointment, shall make duplicate report of their said appraisement under their hands, and file one copy thereof with the city clerk, to be recorded by such city clerk, and one copy with the county treasurer. Before making such connection with such creek, ravine, or river, the said city shall deposit with such county treasurer the amounts so assessed as damages. Any person son feeling aggrieved by such award may appeal in the manner now provided in case of appeals from condemnation for railroads. Said commissioners shall give five days' notice in the official paper of the city, of the time and place when

and where they will convene in the discharge of their duties as such commissioners. The city marshal shall serve notice upon each known resident owner of land to be taken, and notice for five days prior to such condemnation shall be posted at the point where it is proposed to connect with such creek, ravine or river. Any person through whose lands such pipes or drains may be laid, or who would be otherwise damaged, may give his consent thereto in writing, and such writing, without formal acknowledgment, may be recorded in the office of the register of deeds of the proper county, and thenceforth the city shall have the same right to construct and maintain such pipes and drains as though such lands and rights had been formally condemned.

SEC. 5. The city council may at any time build and construct, and lay sewer pipes and drains through any street, alley, or public highway, and may lay such pipes and drains across any vacant lot upon leaving the same in as good condition as such lot was before the laying of such pipe or drain.

SEC. 6. All costs and expenses occasioned by such condemnation and construction of said sewers, and the laying of such pipes and drains beyond the corporate limits of such city, shall be borne by the city, and paid out of the general fund.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CIII.

PUBLICATION OF ORDINANCES OF CITIES OF SECOND CLASS.

AN ACT relating to the publication of the ordinances of cities of the second class in pamphlet form, and to legalize such publication.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That in all cases where the city authorities of cities of the second class have within the three years last past,

published their ordinances, or any of them, in pamphlet form, and in no other way, such publication shall be deemed sufficient, and the ordinances so published shall be as valid and legal as though they had been duly published in a newspaper, as provided by section eight of chapter one hundred of the session laws of eighteen hundred and seventy-two.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CIV.

PAVING AND MACADAMIZING IN CITIES OF SECOND CLASS.

AN ACT relating to cities of the second class, and amendatory of section six of chapter ninety-nine of session laws of 1885.

Be it enacted by the Legislature of the State of Kansas:

When deemed necessary, council shall declare by resolution.

SECTION 1. That section six of chapter ninety-nine of session laws of 1885 be amended to read as follows: Section 6. When the city council shall deem it necessary to pave, macadamize, curb, or gutter, or repair, remacadamize, recurb, regutter, or otherwise improve any street, avenue, alley, or lane, or any part thereof, within the limits of the city, for which a special tax is to be levied as herein provided, said council shall by resolution declare such work or improvement necessary to be done, and such resolution shall be published for four consecutive weeks in the official paper of the city if the same be a weekly paper, and for ten consecutive days if such paper be a daily; and if a majority of the resident owners of property liable to taxation therefor shall not, within twenty days from such last publication, file with the clerk of said city their protest against such improvements, then such council shall have power to cause such work to be done or such im-

provement to be made, and to contract therefor, and to levy the taxes as herein provided: *Provided*, That whenever three-fourths of the resident property-owners fronting on a street in two or more adjacent blocks shall petition the council to grade, pave, macadamize, curb, gutter, or regrade, repave, remacadamize, recurb, regutter, or otherwise improve the same, the council shall cause such work to be done, or such improvements to be made, and shall contract therefor, and shall levy the taxes for all such improvements, as herein provided, upon the abutting property: *Provided further*, That the council may in its discretion provide for the payment of the cost thereof by installments instead of levying the entire tax or special assessment for such cost at one time, and for such installments they may issue improvement bonds in installments of equal amounts in each year; none of which bonds shall run longer than ten years, nor bear interest exceeding seven per centum per annum. For each of such installments and the annual interest on all sums unpaid, coupons shall be attached to each bond. Such bonds may be issued to the contractor constructing the improvements in payment thereof, or the mayor and council may sell the same at not less than their par value, and pay the proceeds thereof to the contractor. Such bonds shall not be issued in an amount in excess of the contract-price of work or improvement, and shall be of such denominations as the mayor and council shall deem proper, and shall be payable from such assessments, to be made in each year, so far as the same are chargeable upon the abutting lands. In the case of the said improvements, for which special assessments are by law to be levied, special assessments shall be made in each year to pay the installments of the principal and interest on such bonds next thereafter maturing, and such assessments shall be made upon the property chargeable for the cost of such improvement, which has not paid for such improvement, and levied and collected in the same manner as may be provided by law for the levy and collection of special assessments for such improvements where no bonds are issued; but the assessed valuation of the property liable for such cost, which is established for the first year's assessment, shall be retained for the assessments for the succeeding installments of said bonds. The owner of any piece of property liable to any such assessment may, at any time within thirty days after the amount due from such lot or parcel of land is ascertained, and

Property-owners to petition.

Shall levy tax.

May provide for payment by installments.

Bonds.

Bonds shall not be issued in amount in excess.

Shall be paid.

before the bonds herein provided for are issued, pay his proportion of such assessment to the city treasurer, and his property so paid on shall not thereafter be liable for any further assessment for the cost of said work, nor for the said bonds; and no suit to set aside the said assessments shall be brought after the expiration of thirty days from the time the amount due on such lot liable for such assessment is ascertained. For the cost of such of said improvements as are by law made payable out of the general-improvement fund of the city, the mayor and council may also issue bonds of the same tenor and effect, and under the same restrictions, as those hereinbefore mentioned; and such bonds and the interest thereon shall be paid by the levy of a general tax on all the property in the city. No such notice shall be required for the making of any sidewalk, but the city council may, upon the petition of ten or more citizens, order any sidewalks constructed, as provided in this act. No formality whatever shall be required to authorize the repairing of sidewalks, or the reconstruction of such sidewalks as are, in the judgment of the council, worn out and unfit for repair, and making assessments therefor; and each lot or piece of ground shall be liable for the cost of repairs and reconstruction of sidewalks made along or in front of such lot or piece of ground, as reported to the city council, together with a penalty of twenty-five per centum on the amount thereof.

SEC. 2. That section six of chapter ninety-nine of session laws of eighteen hundred and eighty-five is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CV.

WINFIELD, COWLEY COUNTY.

AN ACT to authorize the city of Winfield, Cowley county, Kansas, to transfer the Imbecile Asylum fund to the Ninth avenue bridge fund and to the general-improvement fund of said city.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The mayor and council of the city of Winfield, Cowley county, Kansas, are hereby authorized to transfer the sum of one hundred and forty-three dollars and one cent from the imbecile asylum fund to the Ninth avenue bridge fund, and the sum of one hundred and three and thirty-four hundredths dollars from the imbecile asylum fund to the general-improvement fund of said city.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 11, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CVI.

BOARD OF EDUCATION CITY OF BURLINGTON TO TRANSFER CERTAIN FUNDS.

AN ACT authorizing the Board of Education of the city of Burlington to transfer certain moneys from the sinking fund to the general fund.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of education of the city of Burlington, Coffey county, Kansas, be and the same are hereby authorized and empowered to transfer the sum of twenty-eight hundred and eight dollars and eighty-five cents

from the sinking fund to the general fund for the support of the schools in said city.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 15, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CVII.

MINNEAPOLIS TO SELL CERTAIN PROPERTY.

AN ACT authorizing the Mayor and Councilmen of the city of Minneapolis, Ottawa county, to sell certain property.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The mayor and councilmen of the city of Minneapolis, Ottawa county, Kansas, are hereby empowered to sell, in the manner hereinafter specified, the whole or any portion of lot number eight in block number four; said lot fronting on Second street, in the city of Minneapolis, Ottawa county, Kansas, and known and platted as public grounds, as shown by the plat of said city of Minneapolis, filed and recorded in the office of the register of deeds of said Ottawa county, Kansas.

SEC. 2. Before said mayor and councilmen shall sell or offer for sale any portion or all of said lot, they shall appoint three freeholders of said city to appraise the same. Said appraisers shall take an oath to perform their said duty to the best of their ability, and shall make their report to the mayor and councilmen in writing, in which shall be named their appraised valuation of said lot in said block herein authorized to be sold; and said lot shall not be sold for a less sum than its said appraisement.

SEC. 3. The proceeds from such sales shall be devoted to the erection and construction of a city hall and offices for said city of Minneapolis, and to no other purpose.

SEC. 4. This act shall take effect from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CVIII.

McPHERSON TO SELL CERTAIN PROPERTY.

AN ACT authorizing the Mayor and Councilmen of the city of McPherson, McPherson county, to sell certain property.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The mayor and councilmen of the city of McPherson, McPherson county, by and with the consent of the county commissioners, are hereby empowered to sell, in the manner hereinafter specified, block numbered sixty-four, and the west half of blocks 69 and 76, in the city of McPherson, McPherson county, and known and platted as a "park," as shown by the recorded plat of "McPherson."

SEC. 2. Before the said mayor and councilmen shall sell, or offer for sale, any portion of said blocks, they shall appoint three freeholders of said city to approve [appraise] the same. Said appraisers shall take an oath to perform their said duty to the best of their ability, and shall make their report to the mayor and councilmen in writing, in which shall be named the appraised value of each quarter of said blocks herein authorized to be sold; and no quarter of said blocks shall be sold for a less sum than its said appraisement.

SEC. 3. The proceeds from such sales shall be paid into the treasury of said city, as a part of the general revenue of said city.

SEC. 6. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved March 1, 1887.

Such bonds may be issued to the contractor constructing the improvement in payment thereof, or the mayor and council may sell the same, at not less than their par value, and pay the proceeds thereof to the contractor. Such bonds shall not be issued in amount in excess of the contract-price of the work or improvement, except that the installment coupons shall include the interest on such installments to the maturity thereof. The bonds shall be of such denominations as the mayor and council shall deem proper. Where improvement bonds are issued under this act for improvements, the cost of which is by law charged by special assessment against specific property, the mayor and council shall levy special assessments each year sufficient to redeem the installment of such bonds next thereafter maturing, but in computing the amount of special assessment to be levied against each piece of property liable therefor, interest thereon shall be added at the rate of eight per centum per annum from the date of the issuance of said bonds until the maturity of the installment of bonds next thereafter maturing. Such assessments shall be made upon the property chargeable for the cost of such improvements respectively, and shall be levied and collected in the same manner as may be provided by law for the levy and collection of special assessments for such improvements where no bonds are issued, except as otherwise provided by this act, but the assessed valuation liable for such cost, which is established for the first year's assessment, shall be retained for the assessments for the succeeding installments of said bonds. The owner of any piece of property liable to any such special assessment may redeem his property from such liability by paying the entire amount chargeable against his property, upon the city clerk mailing him a written or printed notice thirty days before the issuance of the bonds, or after the issuance of the bonds by paying all the installments of the assessments which have been levied and also the amount of unlevied installments, with interest on the latter at the rate of eight per centum per annum from the date of the issuance of the bonds to the time of maturity of the last installment. In all cases where installments of assessments not yet levied and paid as above provided, whether before or after the issuance of the bonds, the same shall be paid to the city treasurer, who shall receipt therefor, and all sums so paid shall be applied solely to the payment of such improvements or the re-

Shall not be issued in an amount in excess of contract-price.

Shall levy assessments.

Owner may redeem.

demption of the bonds issued therefor. Where any piece of property has been redeemed from liability for the cost of any improvement as herein provided, such property shall not thereafter be liable to further special assessment for the cost of such improvement. No suit to set aside the said special assessments, or to enjoin the making of the same, shall be brought, nor any defense to the validity thereof be allowed, after the expiration of thirty days from the time the amount due on each lot or piece of ground liable for such assessment is ascertained. The funds raised by such assessments shall be applied toward the redemption of said bonds, and toward reimbursing the city when said bonds, or any part thereof, are redeemed from general taxes. For the cost of such improvements as are made payable out of the general-improvement fund of the city, the mayor and council may also issue bonds of the same tenor and effect, and under the same restrictions as those hereinbefore mentioned, and such bonds and the interest thereon shall be paid by the levy of a general tax on all the property in the city.

Property redeemed not liable to further assessments.

Funds to be applied, how.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 22, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 23, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CII.

SEWERAGE IN CITIES OF SECOND CLASS.

AN ACT to authorize cities of the second class to construct and maintain a system of sewerage and drainage.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. For the purpose of providing for the expenses of sewerage and drainage, the mayor and council of any city of the second class may by ordinance divide said city into such number of taxing districts as they may see fit.

City may be divided into districts.

CHAPTER CXI.

BLOCK GRANTED TO BOARD OF EDUCATION OF FORT SCOTT.

AN ACT granting to the Board of Education of the city of Fort Scott, Kansas, a block of ground situated therein, and platted as University square.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. All right, title and interest of the state of Kansas is hereby forever granted to the board of education of the city of Fort Scott, Kansas, in and to the following real estate situated in said city of Fort Scott, Bourbon county, Kansas, to wit: The rectangular piece of ground bounded by Wilson, Hickory and Hill streets and Chestnut avenue, and marked upon the original plat of said city as "University Square," being a piece of ground three hundred feet north and south by two hundred and fifty-eight feet east and west.

SEC. 2. This act is made subject to the rights of all adjacent property-owners.

SEC. 3. This act shall go in force and take effect from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXII.

TO PROVIDE FOR THE CONSOLIDATION OF CITIES.

AN ACT to provide for the consolidation of cities, and for the platting of land therein into streets, alleys, and lots.

Be it enacted by the Legislature of the State of Kansas:

Two cities may consolidate.

SECTION 1. Whenever two cities, organized under the laws of the state of Kansas, which are adjacent to each other, de-

sire to consolidate so as to form but one city, such consolidation may be made under the provisions of this act.

Mayor and council of smaller city to pass resolution.

SEC. 2. The mayor and council of the city being the smaller in population may pass a resolution wherein it shall be stated that such city desires to be consolidated with the larger city and to become a part thereof; and shall also request the city council of the larger city to fix a time for a joint session of the city councils of the two cities to pass an ordinance consolidating the same.

Council of larger city.

SEC. 3. The city council of the larger city shall, on the receipt of such resolution, if deemed expedient, pass a resolution specifying the time of holding such joint session of the city councils of the two cities.

Name.

SEC. 4. The name of the consolidated city shall be that of the city having the greater number of inhabitants.

Joint session of the council of both cities.

SEC. 5. At the time specified for holding the session of the city councils, the councils of both cities shall meet in the council chamber of the larger city, and the mayor of the larger city shall be president of such session, and the clerk of such city shall be the secretary of such joint session. In case of the absence of either or both of said officers, the corresponding officers of the smaller city shall act as president and secretary, as the case may be. In the absence of both mayors or both clerks, the joint session shall elect a president or secretary from the councilmen present.

Who shall preside.

May be adjourned.

SEC. 6. Said joint session may be adjourned from time to time until the business for which it is assembled is completed. On all preliminary questions a majority of those present and voting shall be sufficient, but on the final passage of the joint ordinance there must be two-thirds of all the councilmen elect of each city voting in the affirmative, to give such ordinance validity.

Joint ordinance shall be signed.

SEC. 7. The joint ordinance shall be signed by the mayors of both cities, and attested by the clerks, and shall be published in the official newspaper of each city. It shall provide some day in the future when such ordinance shall go into effect.

After consolidation.

SEC. 8. After the consolidation the smaller city shall become a part of the larger and consolidated city, the same as other annexed territory, except as provided for in this act.

To be a ward of consolidated city.

SEC. 9. In case the consolidated city shall be divided into wards, the smaller city shall form at least one ward of the

same until the consolidated city shall be redistricted into new wards.

Mayor to fill vacancies in office of councilmen, etc.

SEC. 10. After the passage and approval of the joint ordinance as herein provided, the mayor, by and with the consent of the council of the larger city, shall fill all vacancies of councilmen in the smaller city, as now provided by section seventy-eight of an act regulating cities of the first class; also, the board of education of the larger city shall fill all vacancies of members of such board of education of the smaller city, as provided by a law governing boards of education of cities of the first class.

Ordinances.

SEC. 11. All ordinances, rules and regulations of the city whose name is retained shall remain in force and effect over all the territory embraced in such consolidated city, and all ordinances of the smaller city shall be repealed, except those locally applicable to the smaller city.

Terms of office to cease.

SEC. 12. On the taking effect of the consolidation herein provided for, the terms of all the officers thereof shall cease except that the city assessor shall complete his work for the year, and justices of the peace and constables of such city shall be justices of the peace and constables of the consolidated city until their terms of office shall expire.

Territory attached for school purposes.

SEC. 13. All territory which may have been attached to the smaller city for school purposes shall continue to be attached to the consolidatated city for school purposes, until changed by the council of the consolidated city: *Provided*, That if a majority of the land-owners living outside the corporate limits of said city petition to be set off from said city for school purposes, it shall be so ordered.

Debts.

SEC. 14. All debts, claims and demands against the smaller city shall be assumed and paid by the consolidated city.

Property.

SEC. 15. All the property of every description belonging to the smaller city shall, upon the consolidation thereof, become the property of the consolidated city.

Action at law.

SEC. 16. All actions at law pending in any court in favor or against the smaller city shall be prosecuted and defended in the name of the consolidated city.

School property.

SEC. 17. All the school buildings in the smaller city, and all school property therein, shall be the property of the school board of the consolidated city; and all debts and demands against such city shall be good and valid against the board of education of the consolidated city.

Joint ordinance, shall state what.

SEC. 18. The joint ordinance provided for in this act shall state the terms upon which the consolidation of the two cities shall be effected; and such ordinance may provide what business may be done by the city council of such smaller city, and the board of education thereof, between the time when such joint ordinance shall take effect and the final consolidation of the cities, and no business shall be done which may be prohibited by such ordinance.

Shall define the boundaries.

SEC. 19. Such joint ordinance shall define the boundaries of the smaller city, and for the purpose of making said boundaries regular, may include therein any territory already platted, and any territory adjacent to such city, that may be divided into tracts or parcels of land of seven acres or less.

Taxes and assessments.

SEC. 20. All taxes and assessments levied upon the territory of the smaller city, by the city council, and all taxes levied by the board of education of such city, shall be paid over by the county treasurer, when collected, to the treasurer of the consolidated city, and to the treasurer of the board of education, respectively.

Failure to pass joint ordinance not to prevent subsequent proceedings.

SEC. 21. The failure of the joint session of both councils to pass the joint ordinance herein provided for shall not prevent subsequent proceedings to consolidate the two cities in the manner provided for in this act.

Informality in tax levy, may be relevied.

SEC. 22. When there has been any informality in the levying of the general taxes on the smaller city for any year, the joint session may by their joint ordinance relevy the same, and such relevy shall have the same effect as if the same had been passed at the time of making the general levy of taxes, and where any special assessment shall have been made and the work for which such assessment has been made has been done, and the city has actually assumed the payment for such work by issuing its obligations therefor or otherwise, the joint session of the two councils may by their joint ordinance validate and legalize the same, notwithstanding there may have been informality in levying such assessment or in doing the work for which such special assessment has been made.

Proceedings to be copied.

SEC. 23. The proceedings of the joint session of the city councils herein provided for, in case of the passage of a consolidation ordinance, shall be copied in the journal of proceedings of the city council of the larger city, and the joint ordinance shall be recorded in the ordinance book of said city.

Records.

SEC. 24. All records, papers and documents of the smaller

city, in the hands of the city clerk of the smaller city, shall be turned over to the clerk of the consolidated city, and become the records and documents of such consolidated city; and the treasurer of such city shall on demand turn over the all money in his hands belonging to the smaller city to the treasurer of the consolidated city.

School funds.

SEC. 25. The treasurer of the board of education of the smaller city shall turn over to the treasurer and board of education of the consolidated city all funds in his hands belonging to the board, together with his books and papers.

Lands in city, a plat of which has not been filed, council may file plat.

SEC. 26. Whenever any owner of any tract of land in any such consolidated city has conveyed or shall hereafter convey any part thereof by metes and bounds or by lot numbers without filing a plat thereof in the office of the register of deeds in the proper county, or shall have invested the public with any rights therein by dedication, prescription or otherwise, it shall be the duty of the mayor of said city to cause a notice to be given to the original proprietor of said tract and to any subsequent purchasers, if he shall deem the same necessary, that they are required to execute a plat as required by law. Such notice shall specify the tract or tracts required to be platted, and shall demand that such owner or owners file a plat within thirty days from the time of the service of notice on such owners, and such notice shall specify the manner in which such tracts of land shall be platted. The notices provided for shall be served by the city marshal if the parties are residents of the city, otherwise the same shall be served by mail.

Council to notify owner.

Notice shall specify.

SEC. 27. Said notices shall specify a day not more than ten days from the date of such notices in which the owners shall file a notice with the city clerk of their intention to file such plat, and if no notice of intention shall be so filed within the time so specified, the mayor shall proceed to cause a plat of said territory to be made, acknowledged and recorded as above provided.

Plat shall be signed.

SEC. 28. Said plat shall be signed and acknowledged by the mayor, who shall also certify that he executed the same by reason of the failure of the owners or proprietors named to execute and file the same, and such plat, when so acknowledged and recorded, shall have the same effect for all purposes as if executed and recorded by the proprietors or owners themselves. All recitals and statements in such plat, certificate or acknowledgment shall be *prima facie* evidence of the truth thereof.

SEC. 29. The cost of making such chart shall be allowed and paid by the city council, and they shall assess the same by ordinance upon such property as shall be included in such plat, to be collected in the same manner as special assessments are by law collected; or the council may direct a suit to be brought in the police court of the city or in the district court of the county for the cost of the same against the original proprietors or owners who are in default for not having filed a plat. Cost of making chart, how paid.

SEC. 30. If any owner or proprietor shall execute a plat under the provisions of this act after demand made, he shall present the same to the city council for approval; and if the council shall refuse to approve of the same, the mayor shall proceed to plat the same as if the said owner or proprietors had neglected or refused to execute the same. If owner execute plat.

SEC. 31. The plat executed and filed by the mayor shall be approved by ordinance, and any person aggrieved by said plat shall have thirty days after the publication of such ordinance in which to bring an action to set the same aside in whole or in part, and in case such action is not brought within the time specified every person affected thereby shall be forever barred of all right to question the same. Plat filed by mayor to be approved by ordinance.

SEC. 32. All acts in conflict herewith are hereby repealed.

SEC. 33. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXIII.

WAVERLY, COFFEY COUNTY, TO ISSUE SCRIP.

AN ACT authorizing the city council of Waverly, Coffey county, to issue scrip.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the city council of Waverly, the same being a city of the third class in Coffey county, Kansas, be and

the same is hereby authorized and empowered to issue the scrip of said city to the amount of eight hundred and sixty-three dollars, to the persons and in the amounts as follows, to wit: John G. Painter, twenty dollars; John T. Forgey, seventy-five dollars, Isaac Pearson, two hundred dollars; W. H. Mathis fifty dollars; J. W. Hammond, two hundred and fifty-nine dollars; Jno. L. Senior, two hundred and fifty-nine dollars. The said amounts being to reimburse said persons for money spent on behalf of the city of Waverly.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXIV.

COUNTIES AND CITIES MAY AID IN PROSPECTING FOR COAL.

AN ACT authorizing counties and incorporated cites of the second and third class to encourage the development of the coal, natural gas and other resources of their localities, by subscribing to the stock of companies organized for such purposes.

Be it enacted by the Legislature of the State of Kansas:

May subscribe for stock.

SECTION 1. That any county or incorporated city of the second or third class in this state, for the purpose of encouraging the development of the natural resources of their respective localities, may, in the manner hereinafter provided, subscribe to the capital stock of companies heretofore or hereafter organized for the purpose of mining or boring for coal or natural gas, and for developing and using the same, or for boring for artesian wells, upon such conditions as may be deemed to the best interest of the county or city by the board of county commissioners of the county, or the mayor and

council of the city, as the case may be. No subscription to any one company shall exceed the sum of fifteen thousand dollars in any county, nor more than five thousand dollars in any city of the second class, nor more than three thousand dollars in any city of the third class; and no such subscription shall be made until a majority of the voters of said county or city, as the case may be, shall have voted at some regular or special election called therefor by the board of county commissioners of said county, or by the mayor and council of said city, as the case may be, in favor of so doing, stating the amount of stock desired, the amount of bonds to be issued therefor, and the purpose for which they are to be issued; and upon a majority vote therefor, the board of county commissioners, or mayor and city council, as the case may be, shall make such subscription to the amount so authorized at said election.

Subscription not to exceed.

To be submitted to vote.

SEC. 2. Each elector at such election shall be permitted to vote by depositing a ballot having written or printed thereon, "For the bonds," or "Against the bonds;" and if a majority of the legal votes cast as provided shall be for the bonds, the bonds shall be issued, and not otherwise.

Form of ballot.

SEC. 3. The bonds herein provided for shall be issued in sums of not less than one hundred dollars each, payable in not less than one nor more than fifteen years from date thereof, and shall bear interest not to exceed seven per cent. per annum, payable semi-annually. They shall be made payable at such place as the board of county commissioners or the mayor and city council, as the case may be, shall direct, and shall have interest coupons attached, and shall not be sold for less than their par value.

Bonds to be of not less.

Payable.

Interest.

SEC. 4. The bonds herein provided for shall be signed by the chairman of the board of county commissioners and attested by the county clerk, or shall be signed by the mayor and attested by the city clerk, as the case may be, with the seal of said board of county commissioners or of said city, as the case may be, thereto attached, and the said coupons shall be signed and attested in like manner.

Bonds shall be signed.

SEC. 5. When the corporation to which said bonds have been voted as above provided shall execute and deliver to the said board of county commissioners or mayor and city council, as the case may be, the stock of said corporation in an amount equal to the amount of the said bonds so voted and subscription so made, the board of county commissioners of said county,

Corporation to execute and deliver stock.

or the mayor and city council of said city, as the case may be, shall issue and deliver said bonds to said corporation, and take and receive said stock of said corporation in payment therefor.

Shall levy tax.

SEC. 6. The board of county commissioners of said county shall levy annually such per cent. on the taxable property of said county or city, as the case may be, as shall be sufficient to pay the interest on all bonds issued under the provisions of this act as the same shall accrue, and to provide a sinking fund for the payment of said bonds.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXV.

CONCERNING DEEDS, CONTRACTS AND CONVEYANCES BY CORPORATIONS.

AN ACT to confirm certain deeds, contracts and conveyances of private corporations, executed and acknowledged under section four of chapter twenty-two, general statutes of 1868, and to confirm titles thereunder, and for repeal of said section.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. All deeds, contracts and conveyances executed and acknowledged by private corporations, under and pursuant to section four of chapter twenty-two of the general statutes of 1868, be and the same are hereby ratified and confirmed; and all instruments of writing, executed and acknowledged under and pursuant to said section, now copied into the proper books of the office of the register of deeds of the several counties of this state, shall, upon the passage of this act, be deemed to impart to subsequent purchasers and incumbrancers, and all other persons, notice of all deeds, mortgages,

powers of attorney, conveyances, contracts, and other instruments of writing, so far as, and to the extent that the same may be found recorded, copied or noted in such books of records, notwithstanding any defect in the execution, acknowledgment, recording, or certificate of recording the same; and the record of such instrument, or a duly-authenticated copy thereof, shall be competent evidence whenever it shall be made to appear by the party's own oath, or otherwise, the original is shown to be lost, or not in the possession or under the control of the party wishing to use the same: *Provided*, That nothing herein contained shall be construed to affect any rights heretofore acquired by subsequent grantees, assignees, or incumbrancers.

SEC. 2. That section four of chapter twenty-two of the general statutes of 1868 is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXVI.

COÖPERATIVE SOCIETIES.

AN ACT to encourage coöperative societies.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That twenty or more persons in this state may organize and incorporate a coöperative society or company in the manner and form provided by law in other cases, for the purpose and to the end of more successfully promoting and conducting any industrial pursuit.

SEC. 2. Every such society or company when so organized shall enjoy all the rights, privileges and powers conferred by law on other chartered or incorporated companies in this state.

SEC. 3. The shareholders in any such society or company shall each have but one vote in all matters pertaining to the business of such society or company, without regard to the number of shares owned.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXVII.

CAPITAL STOCK, CORPORATION MAY INCREASE.

AN ACT to amend section one of chapter forty-seven of the session laws of 1883, being an act concerning private corporations, and amendatory of section fourteen of article three of chapter twenty-three of the general statutes of 1868, and repealing said chapter forty-seven of the laws of 1883.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of chapter forty-seven of the session laws of 1883 be amended so as to read as follows: Sec. 1. Any corporation may increase its capital stock to any amount not exceeding three times the amount of its authorized capital, by a vote of the stockholders in conformity with the by-laws thereof; or such corporation may increase its capital stock to any amount by a vote of the stockholders in conformity with the by-laws thereof, by an actual *bona fide* additional paid-up cash subscription thereto, equal to the amount of such increase; and if a majority of the stockholders shall vote for the increase of stock, the same may be increased by the board of directors, trustees or other business manager of such corporation; and upon such increase of stock being made in accordance with the by-laws, the date and amount of such increase shall be certified to the secretary of state by the

directors or trustees, and from the time such certificate is filed, the increase of stock shall become a part of the capital thereof. Such certificate shall be filed and recorded in the same manner as the charter: *Provided,* That coöperative associations organized under the provision of this act may, in the manner hereinbefore provided, further increase their capital stock to any amount not exceeding one hundred thousand dollars.

SEC. 2. That section one of chapter forty-seven of the session laws of 1883 be and the same is hereby repealed.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXVIII.

CONVEYANCE OF LANDS BY CORPORATIONS.

AN ACT to amend section thirty-eight, article four, chapter twenty-three of an act entitled "An act concerning private corporations," of the General Statutes of Kansas, 1868, and for the repeal of said of said section.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section thirty-eight, article four of chapter twenty-three of the general statutes of Kansas, 1868, entitled "An act concerning private corporations," be amended to read as follows: Section 38. Any corporation may convey lands by deeds, sealed by the common seal of the corporation, and signed by the president, vice president, or presiding member or trustee of said corporation; and such deed, when acknowledged by such officer to be the act of the corporation, or proved in the same manner provided for other conveyances of lands, may be recorded in like manner and with the same effect as other deeds. And that all deeds purporting to con-

vey real estate, provided by this section, and heretofore signed and acknowledged by the vice president of such corporation, and sealed as herein stated, shall have the same force and effect as if the same had been signed by the president thereof.

SEC. 2. That section thirty-eight of the act to which this is amendatory is hereby repealed.

SEC. 3. That this act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXIX.

TAXES IN HAMILTON COUNTY—DATE OF PENALTY ON, EXTENDED.

AN ACT extending the date of penalty on unpaid taxes for the year 1886, in Hamilton county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the dates on which penalties are attached to unpaid taxes for the year 1886, be and the same are hereby extended in Hamilton county, Kansas, as follows: From December 21st, 1886, to May 21st, 1887, and from March 21st, 1887, to May 21st, 1887.

SEC. 2. All taxes remaining unpaid on May 21st, 1887, shall be subject to have added to them the combined penalties due December 21st and March 21st, preceding.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXX.

TO PROVIDE FOR THE REGISTRATION OF VOTERS AT ELECTIONS FOR COUNTY SEATS.

AN ACT to provide for the registration of electors at elections for the location of county seats, and supplemental to chapter eighty-nine of the laws of 1881.

Be it enacted by the Legislature of the State of Kansas:

Sections shall apply to all elections.

SECTION 1. Sections one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen and seventeen of chapter eighty-nine of the laws of 1881 be and the same are hereby made applicable to any and all elections held and to be held for the purpose of locating the county seat of any county in the state of Kansas.

Newly-organized counties.

SEC. 2. In all newly-organized counties, when the first election for permanent county seat is about to be held, the board of registration in the several townships should be selected in the following manner: Three weeks before the day upon which the election is to be held, the qualified electors of the several townships of the county shall meet at a place in said township, which place must be designated by the board of county commissioners as hereinafter provided, and shall select from among their number three persons who shall act as a board of registration for such township, and as judges of election at the first election; such persons so selected shall possess the qualifications of electors in the township when selected.

Thirty days' notice of place of choosing registration board.

SEC. 3. Thirty days prior to the holding of any election herein mentioned and provided for, the county commissioners of the county shall designate by their order the place in the several townships of the county where the voters may lawfully assemble for the purpose of selecting a board of registration, and the place so selected shall be advertised in some newspaper published in such county, and if none be published therein, in some newspaper of general circulation in the county, in at least one issue prior to the selection of such board of registration; and the board of county commissioners shall cause written or printed notices to be posted for one week prior to the day upon which the electors of such township shall assemble to select such board of registration, in at least five

Place shall be advertised.

of the most public places of the township, which notices shall clearly set forth and describe the place so selected as the place where the electors shall so assemble for the purposes aforesaid.

Failure to choose board of registration, to forfeit right to vote.

SEC. 4. Any failure or refusal on the part of the electors of any township of the county to meet and select a board of registration, and cause the electors of such township to be duly registered, shall work a forfeiture of the right of the electors of such township to vote at any election pending for the purpose designated in this act; and in case any returns of election so held shall be made without a compliance with this act and the act to which this is supplemental, such returns shall not be canvassed or counted in the final canvass of the returns of any election so held.

SEC. 5. Any and all elections pending at the date of the passage of this act shall be and the same are hereby continued for the space of thirty days from the day fixed for holding such election, at which time such election so continued shall be held, and the registration of electors herein provided shall in the meantime be made.

SEC. 6. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXI.

RENO COUNTY TO BUILD JAIL AND JAILER'S RESIDENCE.

AN ACT authorizing the County Commissioners of Reno county to submit the question of voting a two-mill tax for the purpose of building a jail and jailer's residence to the qualified electors of the said county, and to contract for building the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of Reno county are hereby authorized and directed to call a spe-

cial election in the county of Reno, for the purpose of submitting to the qualified voters of said county a proposition to levy a tax of two mills on the dollar of taxable property in said county, in the years eighteen hundred and eighty-seven and eighteen hundred and eighty-eight, to build a jail and a jailer's residence; and the election herein provided for shall be conducted under the general election laws of the state; and those voting in favor of the tax shall have written or printed on their ballots, "For the two-mill tax for jail and jailer's residence," and those opposed, "Against the two-mill tax for jail and jailer's residence;" and if a majority voting at such election shall be in favor of such tax, then the said county commissioners may levy the same in the manner in which other taxes are levied: *Provided*, The county commissioners shall cause a notice of said election to be published at least thirty days in two or more weekly papers having a general circulation in said county.

SEC. 2. The said board shall employ a competent and qualified architect of known skill and ability in his profession, who shall submit plans, specifications and estimates for said jail and jailer's residence, which being adopted by said board, they shall advertise for bids either for the whole work or for parts of said work, each bidder to file with his bid a bond with two or more sureties, worth, above all legal exemptions and liabilities, double the amount of said bid, conditioned for the faithful performance of the work, and the payment of all material-men, sub-contractors and workmen who may be employed thereon should the contract be awarded to him. The architect shall make all estimates on the work performed or material furnished upon all contracts, reserving to the county ten per centum, in authenticating all estimates of work performed or material furnished, until each contract shall be completed, inspected and accepted by the said board.

SEC. 3. As soon as practicable after the election herein provided for, if the jail tax shall have been authorized at said election, the contract for said jail and jailer's residence shall be let to the lowest responsible bidder, and estimates for work performed and material furnished shall be submitted monthly to the said board by the architect; whereupon the said board is hereby authorized to issue scrip, to be designated as "Reno county jail scrip," bearing six per centum interest per annum, which scrip shall be signed by the chairman of the said board

and attested by the county clerk, and be redeemed by the county treasurer at his office according to date of issue of said scrip, as rapidly as money arising from the levy herein provided for shall accumulate in the county treasury.

SEC. 4. This act shall take effect and be in force from and after its publication in the *Hutchinson Weekly News*.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the Hutchinson *News* March 10, 1887, and in the official state paper March 15, 1887.

E. B. ALLEN, *Secretary of State.*

CHAPTER CXXII.

SHERMAN COUNTY DETACHED FROM THOMAS COUNTY.

AN ACT to detach the county of Sherman from the county of Thomas for judicial purposes.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county of Sherman is hereby detached from the county of Thomas for judicial purposes.

SEC. 2. All suits, actions, provisional remedies or other legal proceedings now pending in the district court of Thomas county, and arising in the county of Sherman, shall be certified to the county of Sherman, and there tried and proceeded with the same as though originally brought in the district court of Sherman county.

SEC. 3. All acts or parts of acts in conflict with any of the provisions of this act are hereby repealed.

SEC. 4. This act shall take effect and be in full force and effect from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXIII.

SHAWNEE COUNTY—LEVY TAX FOR FAIR PURPOSES.

AN ACT authorizing and empowering the Board of County Commissioners of Shawnee county to levy a tax for fair purposes, and to provide for its use.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Shawnee county are hereby authorized and empowered, at the regular time of making the annual levy of taxes for the year 1887, to levy a tax for the purpose of creating a fund for the purchase and improvement of real estate for fair purposes, not to exceed two and one-half mills on each dollar of taxable property in said county, and each succeeding year thereafter a like tax, until the taxes thus levied shall reach the sum of fifty thousand dollars, and such interest as is hereinafter provided, and no more, which taxes so levied shall be collected as other taxes: *Provided,* That no such tax shall be levied unless a majority of the qualified electors of said county vote in favor of such tax, at an election held as hereinafter provided.

SEC. 2. The said board of county commissioners is hereby authorized and empowered, immediately after the taking effect of this act, to convene and make an order calling a special election to be held to determine whether such tax shall be levied. Such order shall fix the time for holding the election hereunder, which shall be within thirty days from the date of the order; shall specify the purpose for which such election is held, and prescribe the form of ballot to be used at such election. Twenty days' notice shall be given by the publication of a certified copy of said order in some newspaper published or having a general circulation in such county, and the election shall be held and the returns made and the result ascertained in the same manner as provided for general elections.

SEC. 3. The board of county commissioners of said county is hereby authorized and directed, immediately after a majority of the qualified electors of said county shall have voted at a special election held as hereinbefore provided, in favor of such

tax, to purchase the twenty-four and one-half acres of land belonging to the Kansas state fair association, adjoining the present fair grounds owned by the county of Shawnee, on the north, together with all improvements thereon, for the sum of twenty-five thousand dollars, the title to said land being first examined and approved by the county attorney as being perfect, free and clear from all incumbrances of whatsoever nature, and the said Kansas state fair association executing by its proper officers a good and sufficient deed of conveyance with covenants of warranty; and to pay to the Kansas state fair association the further sum of twenty-five thousand dollars, whenever the said association shall by its proper officers file with the said board sworn vouchers that said association has expended the sum of twenty-five thousand dollars in new and permanent improvements in addition to all present buildings and improvements upon the land so purchased and the land heretofore belonging to said Shawnee county for fair ground.

SEC. 4. To provide for the immediate payment for said land and improvements, the said board of county commissioners is hereby authorized and directed to issue in payment thereof scrip, to be designated as "Shawnee county fair-ground scrip," which scrip shall be issued in sums of one thousand dollars, shall bear seven per cent. per annum, shall become due on or before such times as the board may direct, and shall be signed by the chairman of said board, and attested by the county clerk of said county, and authenticated by his seal of office, and be redeemed by the county treasurer of said county at his office according to the dates of issue and dates of maturity, as rapidly as the money arising from the levy herein provided shall accumulate in the county treasury.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXIV.

SHAWNEE COUNTY—LEVY TAX FOR FAIR PURPOSES.

AN ACT authorizing and directing the Board of County Commissioners of Shawnee county to levy a tax for fair purposes, and to provide for its use.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Shawnee county are hereby authorized and directed, at the regular time of making the annual levy of taxes for the year 1887, to levy a tax for the purpose of creating a fund for the purchase and improvement of real estate for fair purposes, not to exceed two and one-half mills on each dollar of taxable property in said county, and each succeeding year thereafter a like tax, until the taxes thus levied shall reach the sum of fifty thousand dollars, and such interest as is hereinafter provided, and no more, which taxes so levied shall be collected as other taxes: *Provided*, That no such tax shall be levied unless a majority of the qualified electors of said county vote in favor of such tax, at an election held as hereinafter provided.

SEC. 2. The said board of county commissioners is hereby authorized and directed, immediately after the taking effect of this act, to convene and make an order calling a special election to be held to determine whether such tax shall be levied. Such order shall fix the time for holding the election hereunder, which shall be within thirty days from the date of the order; shall specify the purpose for which such election is held, and prescribe the form of ballot to be used at such election. Twenty days' notice shall be given by the publication of a certified copy of said order in some newspaper published or having a general circulation in such county, and the election shall be held and the returns made and the result ascertained in the same manner as provided for general elections.

SEC. 3. The board of county commissioners of said county is hereby authorized and directed, immediately after a majority of the qualified electors of said county shall have voted at a special election held as hereinbefore provided, in favor of such tax, to purchase the twenty-four and one-half acres of land

belonging to the Kansas state fair association, adjoining the present fair grounds owned by the county of Shawnee, on the north, together with all improvements thereon, for the sum of twenty-five thousand dollars, the title to said land being first examined and approved by the county attorney as being perfect, free and clear from all incumbrances of whatsoever nature, and the said Kansas state fair association, executing by its proper officers a good and sufficient deed of conveyance with covenants of warranty; and to pay to the Kansas state fair association the further sum of twenty-five thousand dollars, whenever the said association shall by its proper officers file with the said board sworn vouchers that said association has expended the sum of twenty-five thousand dollars in new and permanent improvements in addition to all present buildings and improvements upon the land so purchased and the land heretofore belonging to said Shawnee county for fair grounds.

SEC. 4. To provide for the immediate payment for said land and improvements, the said board of county commissioners is hereby authorized and directed to issue in payment thereof scrip, to be designated as "Shawnee county fair-ground scrip," which scrip shall be issued in sums of one thousand dollars, shall bear seven per cent. interest per annum, shall become due on or before such times as the board may direct, and shall be signed by the chairman of said board, and attested by the county clerk of said county and authenticated by his seal of office, and be redeemed by the county treasurer of said county at his office according to the dates of issue and dates of maturity, as rapidly as the money arising from the levy herein provided shall accumulate in the county treasury.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXV.

PUBLIC IMPROVEMENTS IN CHEROKEE COUNTY.

AN ACT to authorize the Board of County Commissioners of Cherokee county to provide a fund and appropriate the same for public improvements in said county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Cherokee county is hereby authorized at the time of making the annual levy of taxes in each year to levy a tax not exceeding three mills on each dollar of taxable property in said county, to be expended by said board of county commissioners for public improvements in said county, which taxes so levied shall be collected as other taxes, and shall not exceed the sum of seventy thousand dollars.

SEC. 2. Said board of county commissioners, to pay for said improvements, is hereby authorized at any regular or special meeting of said board to allow, order and issue in payment therefor the scrip of said county, to be designated "Cherokee county improvement scrip," which scrip shall be issued only in payment for said improvements, and shall bear interest at the rate of seven per cent. per annum from date, and shall be signed by the chairman of said board of county commissioners, and attested by the county clerk of said county under his seal of office, and shall be redeemed by the county treasurer of said county as rapidly as the taxes heretofore provided for shall accumulate in his office, and shall be paid in the order in which said scrip is issued.

SEC. 3. That before such tax or any part thereof shall be levied as herein provided for, or any scrip issued as contemplated in this act, the question of the levy of such tax shall be submitted to the legal electors of said county for their approval or rejection, at some general election or special election to be called by said board of county commissioners for said purpose, after notice thereof shall have been published in each weekly newspaper published in said county, for a period of fifteen days before the date of such election, which said election shall be held and the vote thereof canvassed as general elections; and

in case said proposition shall be defeated at the first election, subsequent elections therefor may be called by said board of county commissioners. The vote at such election shall be by ballot, and the tickets shall have written or printed thereon, "For public improvements," or "Against public improvements;" and if a majority of the votes cast at such election on such proposition shall be in favor thereof, then said proposition shall be declared to be carried, and said board of county commissioners is authorized and empowered to at once proceed to carry into effect the provisions of this act and make said public improvements.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXVI.

MARION COUNTY—PURCHASE POOR-FARM.

AN ACT authorizing the County Commissioners of Marion county to purchase a poor-farm.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the county commissioners of Marion county be and are hereby empowered to purchase a poor-farm, to make permanent improvements thereon, to procure such furniture, stock, and other articles as may be necessary for the proper conduct of such farm: *Provided*, That not more than three hundred and twenty acres shall be purchased, and not more than fifty dollars per acre shall be paid for the purchase of such poor-farm.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXVII.

DECATUR AND RAWLINS COUNTIES TO BUILD COURT HOUSES.

AN ACT authorizing the Board of County Commissioners of Decatur and Rawlins counties to provide a fund and appropriate the same for the purpose of building a court house in the city of Oberlin, the county seat of Decatur county, and Atwood, the county seat of Rawlins county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Decatur and Rawlins counties are hereby authorized, from year to year for the period of three years, to levy and cause to be collected, at the same time and in the same manner as other taxes are collected, a tax which in the aggregate will not exceed two mills on the dollar upon all the taxable property in said county in any one year, for the purpose of creating and establishing a fund to be used in building a court house at Oberlin, the county seat of Decatur county, and at Atwood, the county seat of Rawlins county, which said tax when collected shall be kept separate and apart from the other funds of said county, and shall be applied only to the use and purpose above specified: *Provided,* That the entire fund collected in said counties under the provisions of this act shall not exceed the sum of twenty thousand dollars.

SEC. 2. That said board of county commissioners in building said county building shall be governed by the provisions of sections twenty-one, twenty-two and twenty-three of chapter twenty-five of the general statutes of Kansas; and said board shall from time to time appropriate said funds in the performance of all contracts made under the provisions of this act.

SEC. 3. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXVIII.

ORGANIZATION OF NEW COUNTIES.

AN ACT relating to the organization of new counties, and amendatory of section one, chapter ninety of the Session Laws of 1886, and section two of chapter sixty-three of the Session Laws of 1876, and sections three and five of that part of chapter twenty-four of the General Statutes of Kansas entitled "An act relating to the organization of new counties."

Be it enacted by the Legislature of the State of Kansas:

Memorial to be presented to governor, signed by.

SECTION 1. That section one of chapter ninety of the session laws of 1886 be amended so as to read as follows: Section 1. That when there shall be presented to the governor a memorial signed by four hundred householders who are legal electors of the state of Kansas, of any unorganized county, showing that there are two thousand five hundred *bona fide* inhabitants in such county, and that four hundred of said two thousand five hundred are householders and reside in said county, and praying for the organization of the same, accompanied by an affidavit attached thereto of at least five freeholders of such county, showing that the signatures to such memorial are genuine signatures of householders and *bona fide* residents within said unorganized county, residing therein for thirty days prior to the taking of such census, that affiants do believe that there are two thousand five hundred *bona fide* inhabitants in such county, it shall be the duty of the governor to appoint some competent, disinterested person, who is a citizen of the state and a non-resident of the county, to take the census and ascertain the number of actual *bona fide* inhabitants, as herein provided, of

Affidavit of five freeholders.

Two thousand five hundred inhabitants required.

Appoint census taker.

Census taker shall ascertain.

such unorganized county, who shall also act as assessor and ascertain as nearly as possible the amount of taxable property that will be within the bounds of said unorganized county in case of its organization. The said census taker shall take and subscribe an oath that he is not interested directly or indirectly in said unorganized county, and that he will not become interested either directly or indirectly in any manner therein during his official term as said census taker, and that he will impartially and faithfully discharge the duties of his office, and that he will truly and correctly make return of the enumerated inhabitants and of the amount of property found by him within the bounds of the said unorganized county. After having qualified as aforesaid, he shall proceed to take the census of such unorganized county on duplicate schedules, by enrolling the names, ages, places of nativity and actual place of residence, giving the exact section or block, and the subdivision thereof, township and range, and of the period of residence therein and in the state, whether native, naturalized or alien, of each of the *bona fide* inhabitants, and the numbers of actual householders as herein provided, residing in such unorganized county, and the number of acres of land cultivated by each. And the said census taker is hereby authorized to administer all oaths he may deem necessary, to persons who shall be enrolled, to make true answers to all questions he may ask concerning their residence in said county and state, their nativity, and whether householders or otherwise, and their preference for temporary location of county seat. And in case of a foreign-born person, he shall require him to produce his declaration of intention to become a citizen, or his final certificate of naturalization. If any person shall refuse to answer questions, or produce his declaration of intention to become a citizen, or his certificate of naturalization as aforesaid, the census taker shall write "Refused to answer" opposite his name. The census taker shall register upon said duplicate schedules opposite the name of each legal voter his election for temporary location of county seat, which shall be taken by the governor as the definite expression of said voter, unless there shall be evidence before him that said list has been tampered with and changed. He shall also assess all property, both personal and real, at its true value, in the manner provided by law for taking the assessment in organized counties, and make due return thereof to the governor, upon appropriate schedules in duplicate, with his

Shall take an oath.

Census shall contain what.

May administer oaths.

Foreign-born person.

Temporary county seat.

Shall assess all property.

affidavit, sworn to before the clerk of the supreme court of the state, attached thereto, that the census enumeration and assessment contained in said returns are impartial and true. If it appear by such returns that there are in such unorganized county at least two thousand five hundred actual *bona fide* inhabitants, as herein provided, and that four hundred of them are householders, and that there is at least one hundred and fifty thousand dollars' worth of property in excess of legal exemption, exclusive of railroad property, of which not less than seventy-five thousand dollars' worth is real estate, the governor shall appoint three persons, citizens of said unorganized county, to act as commissioners, and one to act as county clerk, to whom he shall cause to be delivered the duplicate returns aforesaid, one to act as sheriff, and when the election precincts shall have been established, at least one justice of the peace in each election precinct, and shall designate and declare the place chosen by the greatest number of legal voters, to be the temporary county seat; and from and after the qualification of the county officers appointed under this act, the said county shall be deemed to be duly organized: *Provided*, That no bonds except for the erection and furnishing of school houses shall be voted for and issued by any county or township within one year after the organization of such new county, under the provisions of this act.

At least one hundred and fifty thousand dollars of property.

Value of real estate.

Governor shall appoint officers.

No bonds shall be issued, except.

SEC. 2. That section two of chapter sixty-three of the session laws of 1876 be amended so as to read as follows: Section 2. That any census taker who shall make false and fraudulent returns as to any of the requirements of this act, and any person who shall swear falsely to any question asked by said census taker, and any persons conspiring together to fraudulently organize any unorganized county, or to secure the location of any temporary or permanent county seat, shall be deemed to be guilty of a felony, and punishable, upon conviction thereof, by imprisonment in the penitentiary for not less than one nor more than five years.

Fraud in census to be felony.

SEC. 3. That section three of that part of chapter twenty-four of the general statutes of Kansas entitled "An act relating to the organization of new counties" shall be amended so as to read as follows: That said commissioners or a majority of them shall proceed without delay to divide such county into suitable and convenient townships. Each township shall constitute an election precinct, and such commissioners shall

Commissioners shall divide into townships.

recommend to the governor two persons in each township to be appointed justices of the peace, as provided by law. Justice of the peace.

SEC. 4. A supplemental registration in the manner prescribed in the polling-list shall be taken by the said county clerk at his office daily, Sunday excepted, between the hours of eight o'clock A. M. and five o'clock P. M., from the date of his qualification until five days prior to the date fixed for the first election, when the supplemental registration shall be closed, and polling-list shall be made therefrom. Registration.

SEC. 5. The commissioners shall cause a polling-list of the legal voters residing in each election precinct to be prepared by the county clerk from the duplicate census schedule and supplemental registration lists of legal voters, upon the close of the supplemental registration herein provided, certified, and forwarded to the judges of election of each precinct, by a deputy appointed by him for this purpose, in time for the opening of the polls, who shall deliver the same to the judges of election when they have been duly qualified, taking their receipt therefor. The commissioners shall give at least thirty days' notice of the date designated for holding the first election for the permanent location of the county seat of such county, and for the election of township and county officers, by conspicuously posting up in five of the most public places in each township, notices of such election and the place of holding the same, subscribed by a majority of themselves and attested by the county clerk: *Provided*, That the date so fixed for said first election shall not be less than ninety nor more than one hundred and twenty days after the organization of the said board of commissioners. Polling-list. Thirty days' notice of first election. Proviso.

SEC. 6. The polling-lists shall be in the following form: Form of polling-lists.

Date of enumeration or registration.	Names.	Age.	Native or naturalized.	Check-line.	Occupation.	How long in county.	Place of residence.	Date of naturalization.

The names of legal voters, as hereinbefore provided, shall be entered in alphabetical order, and an entry shall be made opposite the name of each person, to correspond to each of the heads contained in the foregoing polling-list.

Shall not be enumerated unless.

SEC. 7. No person shall be enumerated by the census taker or registered by the county clerk during the said supplemental registration, unless he shall appear in person before the officer and give his name, and answer all questions required by this act to make the proper entries in the polling-list.

Voters at first election.

SEC. 8. That section five of that part of chapter twenty-four, general statutes of Kansas, shall be amended to read as follows: Section 5. At such first election the legal voters of the county, enumerated and registered as herein provided, shall be entitled to vote at such election. No vote shall be received at such election if the name of the person offering to vote be not on said polling-list, unless the person offering to vote shall furnish to the judges of election his affidavit, in writing, stating therein all the information required by the polling-list herein provided, and prove by the affidavits of two householders and registered voters of the precinct in which he offers to vote, who shall be present at the polls, that they know said person to be an inhabitant of the precinct, giving the residence of such person within the precinct. The oath may be administered by one of the judges of the election, or by any person qualified to administer oaths who may be then present at the polls. Said oath shall be preserved and filed in the office of the township clerk of the township in which

Form of ballots.

such precinct is situated. The ballots shall have written or printed thereon the names of the persons voted for, and for what office, and the words *For the county seat*, followed by the name of the place voted for. The name of each voter shall be checked upon the polling-list in the check column opposite to his name, by one of the election board; and the place receiving a majority of all the votes cast shall be declared the permanent county seat of the county. The judges shall cause to be prepared two statements of the number of votes cast, which shall be signed by themselves and attested by the clerks, one copy of which shall be immediately posted on the outside of the voting-place and maintained there until after the canvass of the votes by the county commissioners; the other statement to be immediately forwarded under cover to the

Security to be given in case of contest.

county clerk of the county: *Provided, however*, That any person or persons interested and claiming that the place so declared the county seat was not made such by a majority of the legal votes cast at such election, may, upon giving full security for all the costs of the contest in case of their failure

therein, contest such election before the district court of the county, or of that county to which the same may be attached for judicial purposes: *And provided further*, That in case no place shall receive a majority of the votes cast, the sheriff shall at once issue his proclamation for another election for the permanent location of the county seat, to be held in not less than thirty nor more than forty days thereafter, which said proclamation shall be published in one or more newspapers published in said county, and if no newspaper is published in such county, then in some newspaper of general circulation therein; and a further registration of voters in the election precincts of said county shall be taken, in the manner provided in article two, chapter twenty-six, of Dassler's Compiled Laws, edition of 1885, according to "An act to provide for the registration of electors at elections for the permanent location or relocation of county seats:" *And provided further*, That if at such second election no place shall receive a majority of all the votes cast, further registration and other elections shall be had in like manner as herein provided, until the county seat shall be permanently located.

If no place receive a majority.

Registration to be in compliance with chap. 26, Comp. Laws 1885.

SEC. 9. That section one of chapter ninety of the session laws of 1886, and section two of chapter sixty-three of the session laws of 1876, and sections three and five of that part of chapter twenty-four of the general statutes of Kansas entitled "An act relating to the organization of new counties," and all acts and parts of acts in conflict with this act, be and the same are hereby repealed: *Provided*, That the repeal of laws herein provided for shall not be held or construed to affect in any way elections pending under any act of this session of the legislature.

Sections repealed.

SEC. 10. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXIX.

DICKINSON COUNTY TO BUILD JAIL AND JAILER'S RESIDENCE.

AN ACT authorizing the Board of County Commissioners of Dickinson county to build a jail and a jailer's residence in said county, and to levy a tax therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of county commissioners of the county of Dickinson is hereby authorized to levy an annual tax on the taxable property of said county, not exceeding one-quarter of one per cent, in any one year; said tax levies shall not exceed in the aggregate the sum of fifteen thousand dollars; and to appropriate the proceeds thereof to the building of a jail and jailer's residence in said county.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXX.

RELATING TO RECORDS OF CHEROKEE COUNTY.

AN ACT relating to records and indexes thereto in the office of Register of Deeds of Cherokee county, and amendatory of chapter eighty-nine of the Session Laws of 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That books of records of deeds, mortgages, or other instruments in the office of the register of deeds of Cherokee county, which have been or may be copied from

books of records of said office which have been mutilated or partially destroyed, shall have the same validity and effect, and shall be received in evidence on the trial of all cases or proceedings in courts or other tribunals, and shall have the same effect as the original records in all cases; and the certificate of the register of deeds making such copy of records aforesaid, under his official seal attached to such book of records so copied, stating that the said book contains a true copy of the contents of the original book of records, naming the book, or a part thereof, naming the part copied, shall be *prima facie* evidence of the facts stated in such certificate.

SEC. 2. That the general and numerical indexes to the records in the office of the register of deeds of Cherokee county, indexing volumes T and V of the records of deeds, and volumes three, four and eight of the records of mortgages, volumes A, B and C of releases of mortgages and other instruments, and volume A of bonds for deeds, be and the same are hereby made evidence in all courts and other tribunals upon the trial of causes or other proceedings to the same extent and effect that the records aforesaid would be if in existence, and the statements and contents of said indexes are hereby made *prima facie* evidence of the contents of said records so lost or destroyed.

SEC. 3. Chapter eighty-nine of the session laws of 1886 is hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXI.

COUNTY TREASURER TO DEPOSIT PUBLIC MONEYS.

AN ACT authorizing county treasurers in counties of more than seven and less than twenty-five thousand inhabitants to deposit public money in a bank or banks.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That in all counties having a population of over seven thousand and less than twenty-five thousand inhabitants the county treasurer shall deposit daily all public money in some responsible bank or banks located at the county seat, to be designated by the board of county commissioners, in the name of said treasurer as such officer, which bank shall pay such interest on average daily balances as may be agreed upon by the board of county commissioners, and such bank or banks shall credit the same monthly to the account of said treasurer; and before making such deposits the said board shall take from such bank or banks a good and sufficient bond in a sum double the largest approximate amount that may be on deposit at any one time, conditioned that such deposits shall be promptly paid on the check or draft of the treasurer of said county; and such bank or banks shall, on the first Monday of each month, file with the county clerk a statement of the amount of money on hand at close of business each day during the previous month, and the amount of interest accrued thereon to said date.

SEC. 2. The provisions, so far as the same are applicable, of sections three, four, five, six, seven, eight and nine of chapter seventy-eight, session laws of 1876, so far as the same are hereby made applicable to the provisions in this act.

SEC. 3. This act shall be in force and effect from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXII.

ATTACHING CERTAIN COUNTIES TO OTHER COUNTIES FOR JUDICIAL PURPOSES.

AN ACT to attach the counties of Haskell and Kearney to Finney county, and the county of Stanton to the county of Hamilton, and the county of Garfield to Hodgeman county, and the county of Grant to Stevens county, and the county of Gray to Ford county, for judicial purposes.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county of Haskell is hereby attached to the county of Finney, the county of Grant is hereby attached to the county of Stevens, the counties of Stanton and Kearney are hereby attached to the county of Hamilton, the county of Garfield is hereby attached to the county of Hodgeman, and the county of Gray is hereby attached to the county of Ford, for judicial purposes.

SEC. 2. All acts in conflict with any of the provisions of this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its first publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXIII.

RELATING TO UNCOLLECTED TAXES OF COFFEY COUNTY.

AN ACT supplemental to chapter one hundred and ninety-nine of the Session Laws of 1885, and extending the time for Coffey county to claim the benefit of the provisions of said chapter.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Coffey county shall be entitled to and shall be allowed until July 15, 1887, wherein to claim any credit al-

lowed by the provisions of chapter one hundred and ninety-nine of the session laws of 1885; and the auditor of state shall, on the fourth Monday in July, report to the county clerk of Coffey county, in accordance with the provisions of said chapter one hundred and ninety-nine of session laws of 1885.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXIV.

COWLEY AND WYANDOTTE COUNTIES MAY LEVY TAX FOR COUNTY PURPOSES.

AN ACT authorizing the Boards of County Commissioners of Cowley and Wyandotte counties to levy and collect a tax of not exceeding ten mills on the taxable property of said counties, for general county purposes.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The boards of county commissioners of Cowley and Wyandotte counties are hereby authorized and empowered to levy and collect annually a tax of not exceeding ten mills on the dollar on the taxable property of said counties, for general county purposes.

SEC. 2. Such levy when so made by said boards shall be extended on the duplicate tax-rolls, and shall be collected as other taxes, and shall be in lieu of all taxes of general county purposes.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct

copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March, 2 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXV.

PAWNEE COUNTY PURCHASE POOR-FARM.

AN ACT to authorize the Board of County Commissioners of Pawnee county, Kansas, to purchase a tract of land and erect thereon an asylum for the poor, and providing for the levy of a tax to pay for the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The board of county commissioners of Pawnee county, Kansas, are hereby authorized to purchase a tract of land in said county, and in the name of said county, and erect suitable buildings thereon, and establish and organize an asylum for the poor.

SEC. 2. To raise the sum necessary to pay for said land, erect said buildings, establish, organize and maintain said asylum mentioned in section one of this act, the board of county commissioners of said Pawnee county, Kansas, shall have power and they are hereby authorized to levy and assess an annual tax of not more than one mill on the dollar, "in addition to the poor-tax levied under the general law," on all the taxable property in said county, for the term of three years; which said tax shall be collected in the same manner as other taxes, and the same shall be used for no purposes other than the paying for said land, erecting said buildings, establishing, organizing and maintaining said asylum.

SEC. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXVI.

FIRST JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT fixing the terms of court in the First Judicial District, and amendatory of section one of chapter ninety of the Session Laws of 1881.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of chapter ninety of the session laws of 1881 is hereby amended so as to read as follows: Section 1. The regular terms of court in the first judicial district court shall be held as follows in each year: In the county of Leavenworth on the third Monday of April, third Monday in September, and the first Monday in December; in the county of Jefferson on the first Monday of February, the third Monday in May, and the second Monday in October; in the county of Jackson on the third Monday in March, the first Monday in June, and the second Monday in November.

SEC. 2. Section one, chapter ninety, of the session laws of 1881, is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXVII.

SECOND JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to fix the times of holding the terms of the District Court of the Second Judicial District, and to repeal all acts inconsistent with this act.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The terms of the district court of the second judicial district shall hereafter commence in the county of

Atchison, composing said district, as follows: On the second Monday of January, the second Monday of April, and second Monday in September of each year.

SEC. 2. All summons, subpenas, bonds, recognizances, and all other processes, and all notices, either by publication or otherwise, issued out of or made returnable to, or given in any proceeding in said district court, and which shall have been issued or been given prior to the passage of this act, shall by the force of this act refer to the first term of court held under this act; and proceedings pending in said district court shall be taken up and proceeded with at the time herein specified for holding the district court in said county, the same as if no change had been made in the time for holding said courts.

SEC. 3. Section one, chapter ninety-two, laws of 1881, is hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXVIII.

TENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to fix the times of holding the terms of the District Court of the Tenth Judicial District, and to repeal all acts inconsistent with this act.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The terms of court in the tenth judicial district shall hereafter commence as follows: In the county of Miami on the first Monday in December, on the first Monday in April, and on the first Monday of August in each year; in the county of Johnson on the first Monday of January, on the first Monday of May, and on the first Monday of Septem- Miami county. Johnson county.

Wyandotte county.

ber in each year; in the county of Wyandotte on the first Monday of February, on the first Monday of June, and on the first Monday of October in each year.

SEC. 2. That section three of chapter sixty-eight of the laws of eighteen hundred and seventy-six be and the same are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXXXIX.

TENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to regulate and fix the terms of the District Court of the Tenth Judicial District, and to repeal chapter 112.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The terms of the district court of the tenth judicial district shall commence in each year as follows: In

Johnson county.

the county of Johnson on the first Monday in January, May,

Miami county.

and September; in the county of Miami on the first Monday in February, June, and October.

SEC. 2. All summonses, subpenas, bonds, recognizances, and all other processes, and all notices either by publication or otherwise issued out of and made returnable to or given in any proceeding in the district court of any of the counties included in this act, and which shall have been issued or been given prior to the passage of this act, shall by force of this act refer to the first term of court held in each of said counties under this act; and proceedings pending in the district court of any of the counties included in this act shall be taken up and proceeded with at the time herein specified for holding district court in said counties, the same as if no change had been made in the time for holding said courts.

SEC. 3. Section three of chapter sixty-eight of the session laws of eighteen hundred and seventy-six, and senate bill number two hundred and sixty-one of the laws of eighteen hundred and eighty-seven, are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXL.

FOURTEENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to establish the times of holding courts in the several counties of the Fourteenth Judicial District of the State of Kansas, and to repeal chapter one hundred and eighteen of the Session Laws of 1885.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the terms of court in the fourteenth judicial district shall hereafter commence in each year as follows, to wit: In the county of Russell on the second Tuesday in January, on the third Tuesday of April, and the first Tuesday of October; in the county of Lincoln on the first Monday in February, on the first Monday in May, and on the third Monday in October; in the county of Ellsworth on the fourth Tuesday of February, on the fourth Tuesday in May, and the first Wednesday after the first Monday in November; in the county of Saline on the third Tuesday of March, on the first Tuesday in September, and the first Tuesday of December.

SEC. 2. All summons, subpenas, bonds, recognizances, and all other process which may have been or may be issued and made returnable to the terms of the district courts of the respective counties, as heretofore required to be held, shall be deemed and are by this act made returnable to the terms of

court as herein required to be held. All notices which may have been given, either by publication or otherwise, with reference to the terms of said court as heretofore required to be held, or any or either of them, shall by force of this refer to the terms of court as herein required, to be held in the respective counties; and all proceedings, causes and matters pending in said court shall be taken up and proceeded with at the terms herein specified, to be held the same as if no change was made by this act in holding the terms of said court.

SEC. 3. Chapter one hundred and eighteen of the session laws of eighteen hundred and eighty-five and section two of chapter ninety-four of the session laws of eighteen hundred and eighty-six are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after the first day of July, A. D. 1887, and its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CXLI.

FIFTEENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to regulate and fix the terms of the District Court of the Fifteenth Judicial District, and to repeal chapter ninety-five of the Laws of 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the terms of the district court of the fifteenth judicial district shall commence in each year as follows: In the county of Mitchell on second Monday in January, the third Monday in April, and the fourth Monday in September; in the county of Osborne on the first Monday in February, the second Monday in May, and the third Monday in October; in the county of Jewell, during the year 1887, on the fourth Monday in March, the first Monday in June,

Mitchell county.

Osborne county.

Jewell county.

and the second Monday in November, and thereafter as follows: On the first Monday in March, the first Monday in June, and the second Monday in November; in the county of Smith, during the year 1887, on the second Monday in March, the first Monday in September, and the first Monday in December, and thereafter as follows: On the fourth Monday in March, the first Monday in September, and the first Monday in December. Smith county.

SEC. 2. All summons, subpenas, bonds, recognizances, and all other processes, and all notices, either by publication or otherwise, issued out of and made returnable to or given in any proceeding in the district court of any of the counties included in this act, shall by force of this act refer to the first term of court held in each of said counties under this act; and proceedings pending in the district court of any of the counties included in this act shall be taken up and proceeded with at the term herein specified for holding district court in said counties, the same as if no changes had been made in the time for holding said courts.

SEC. 3. Chapter ninety-five of the laws of 1886 is hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLII.

SIXTEENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to regulate terms of court in the Sixteenth Judicial District, and repealing all acts in conflict herewith.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That terms of court in the sixteenth judicial district shall hereafter be held as follows: In the county of

Pawnee county. Edwards county. Ford county. Hodgeman county. Gray county. Garfield county.

Pawnee on the first Tuesday of May and the second Tuesday in December; in the county of Edwards on the first Tuesday of March and the fourth Tuesday in October; in the county of Ford on the third Tuesday in March and the second Tuesday in November; in the county of Hodgeman on the fourth Tuesday of May and the first Tuesday of October; in the county of Gray on the second Tuesday of April and the second Tuesday of October; and in the county of Garfield on the first Tuesday of June and the fourth Tuesday of September.

SEC. 2. All acts or parts of acts in conflict herewith are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLIII.

SEVENTEENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to establish the times of holding courts in the several counties of the Seventeenth Judicial District of the State of Kansas, and to repeal chapter ninety-seven of the Session Laws of 1886.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the terms of court in the seventeenth judicial district shall hereafter commence in each year as follows, to wit: In the county of Rooks on the first Monday in March, on the second Monday in July, and the fourth Monday of November; in the county of Phillips on the third Monday in March, on the fourth Monday in July, and the second Monday in December; in the county of Norton on the first Monday in April and the first Monday in September; in the county of Decatur on the third Monday of April and the third Mon-

Rooks county. Phillips county. Norton county. Decatur county.

day of September; in the county of Rawlins on the first Monday of May and the first Monday of October; in the county of Cheyenne on the second Monday in May and the second Monday in October; in the county of Sherman on the third Monday in May and the third Monday in October; in the county of Thomas on the fourth Monday of May and the fourth Monday of October; in the county of Sheridan on the first Monday of June and the second Monday of November; in the county of Graham on the second Monday of June and the third Monday of November. Rawlins county. Cheyenne county. Sherman county. Thomas county. Sheridan county. Graham county.

SEC. 2. All summons, subpenas, bonds, recognizances, and all other process which may have been or may be issued and made returnable to the terms of the district courts of the respective counties as heretofore required to be held, shall be deemed and are by this act made returnable to the terms of court as herein required to be held. All notices which may have been given, either by publication or otherwise, with reference to the terms of said court as heretofore required to be held, or any or either of them, shall by force of this act refer to the terms of court as herein required to be held in the respective counties; and all proceedings, causes and matters pending in said court shall be taken up and proceeded with at the terms herein specified to be held, the same as if no change was made by this act in holding the terms of said court.

SEC. 3. That chapter ninety-seven of the session laws of 1886 is hereby repealed.

SEC. 4. This act shall take effect and be in force on and after its publication in the official state paper.

Approved February 22, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 23, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLIV.

NINETEENTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to fix times of holding the terms of District Court in the Nineteenth Judicial District.

Sumner county. SECTION 1. The terms of the district court for the nineteenth judicial district of the state of Kansas shall commence in each year as follows: In the county of Sumner on the first Tuesdays of February, May, September, and November; in the county Harper county. of Harper on the first Tuesdays of January, April, June, and October.

SEC. 2. That section two of chapter one hundred and thirty-seven of the session laws of 1885 be and the same is hereby repealed.

SEC. 3. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLV.

TWENTY-THIRD JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to fix the times for holding the terms of the District Court in the Twenty-third Judicial District, and to repeal all acts inconsistent therewith.

Be it enacted by the Legislature of the State of Kansas:

Ellis county. SECTION 1. The terms of the district court in the twenty-third judicial district shall hereafter commence in the several counties therein as follows: In the county of Ellis on the first Monday

in January, the first Monday in May, and the first Monday in September; in the county of Trego on the third Monday in January, the second Monday in May, and the third Monday in September; in the county of Rush on the third Monday in May and the third Monday in November; in the county of Ness on the fourth Monday in January, and the fourth Monday in May, and the fourth Monday in September, and the first Monday in December; in the county of Gove on the first Monday in April and the first Monday in October; in the county of Lane on the second Monday in April and the second Monday in October; in the county of Wallace on the fourth Monday in April and the fourth Monday in October, after the same shall be declared organized by the supreme court; and in the county of Logan, after the same has been organized, at such time as the judge of the district shall order.

Trego county. Rush county. Ness county. Gove county. Lane county. Wallace county. Logan county.

SEC. 2. All summonses, subpenas, bonds, recognizances, and all other processes, and all notices, either by publication or otherwise, issued out of or made returnable to, or given in any proceeding in the district court of any of the counties included in this act, and which shall have been issued or been given prior to the passage of this act, shall by force of this act refer to the first term of court held in each of said counties under this act. Any proceedings pending in the district court of any of the counties included in this act shall be taken up and proceeded with at the terms herein specified for holding district courts in said counties, the same as if no changes had been made in the time for holding said courts.

SEC. 3. All acts and parts of acts in conflict with this act are hereby repealed.

SEC. 4. This act shall take effect and to be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLVI.

TWENTY-FOURTH JUDICIAL DISTRICT—TERMS OF COURT IN.

AN ACT to amend section two of chapter one hundred and twenty-one of the Session Laws of 1886, and fixing terms of court in the Twenty-fourth Judicial District.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two of the act to which this act is amendatory be and the same is hereby amended so as to read as follows: Section 2. That the terms of court in the twenty-fourth judicial district shall hereafter be held as follows: In the county of Barber, beginning on the first Tuesdays in February, June and October in each year. In the county of Comanche, on the first Tuesday of March, second Tuesday of July and the first Tuesday of November in each year. In the county of Clark, beginning on the third Tuesday of March, fourth Tuesday of July and the third Tuesday of November in each year. In the county of Meade, beginning on the second Tuesdays of April, the third Tuesday in August and the second Tuesday in December in each year. In the county of Kiowa, on the first Tuesdays of May, September and January in each year.

Barber county.

Comanche county.

Clark county.

Meade county.

Kiowa county.

SEC. 2. Section two of chapter one hundred and twenty-one of the session laws of eighteen hundred and eighty-six is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLVII.

RELATING TO THE FIFTH, EIGHTEENTH, TWENTY-FIFTH, TWENTY-SIXTH, TWENTY-SEVENTH, TWENTY-EIGHTH AND TWENTY-NINTH JUDICIAL DISTRICTS.

AN ACT relating to district courts, defining the Fifth and Eighteenth Judicial Districts, creating the Twenty-fifth, Twenty-sixth, Twenty-seventh, Twenty-eighth and Twenty-ninth Judicial Districts, to provide for Judges thereof, and for holding courts therein.

Be it enacted by the Legislature of the State of Kansas:

Fifth district.

SECTION 1. The counties of Lyon and Coffey shall constitute the fifth judicial district.

Terms of court in.

SEC. 2. The terms of the district court in the fifth district shall commence in each year as follows: In the county of Lyon on the first Tuesday in February, first Tuesday in May, first Monday in September, and the first Monday in December; in the county of Coffey on the first Monday in April, second Monday in July, first Monday in November, and sec- Monday in January.

Twenty-fifth district.

SEC. 3. The twenty-fifth judicial district is hereby created, composed of the counties of McPherson, Marion and Chase.

Terms of court in.

SEC. 4. The terms of the court in the twenty-fifth district shall commence in each year as follows: In the county of McPherson on the first Tuesday of January, April, and September; in the county of Marion on the first Tuesday of March, May, and November; in the county of Chase on the first Tuesday of February, June, and December.

Twenty-sixth district.

SEC. 5. The twenty-sixth judicial district is hereby created, composed of the counties of Butler and Greenwood.

Terms of court in.

SEC. 6. The terms of court in the twenty-sixth district shall commence in each year as follows: In the county of Butler on the first Tuesday of March, the first Tuesday of June, the first Tuesday of October, and the first Tuesday of December; in the county of Greenwood on the first Tuesday of January, the first Tuesday of May, and the first Tuesday of September.

Twenty-seventh district.

SEC. 7. The twenty-seventh judicial district is hereby created, composed of the counties of Finney, Hamilton, Seward, Stevens, Morton, Scott, Wichita, and the unorganized county of Greeley.

Terms of court in.

SEC. 8. The terms of court in the twenty-seventh district shall commence in each year as follows: In the county of Finney on the first Tuesday in January, the third Tuesday in May, and the fourth Tuesday in August; in the county of Hamilton on the fourth Tuesday of January and the third Tuesday in June; in the county of Seward on the third Tuesday of February and September; in the county of Stevens on the first Tuesday of April and the first Tuesday in October; in the county of Morton on the second Tuesday in March and the second Tuesday in November; in the county of Scott on the first Tuesday of May and fourth Tuesday in November; in the county of Wichita on the first Tuesday in June and the second Tuesday in December; and in the unorganized counties of said district, at such times as the judge thereof shall appoint, after the same shall have been organized.

Twenty-eighth district.

SEC. 9. The twenty-eighth judicial district is hereby created, composed of the counties of Kingman, Pratt, and Kiowa.

Terms of court in.

SEC. 10. The terms of court in the twenty-eighth judicial district shall commence in each year as follows: In the county of Kingman on the first Tuesdays of December, May, and September; in the county of Pratt on the first Tuesday in April, October, and second Tuesday in January; in the county of Kiowa on the first Tuesday in March, second Tuesday in June, and first Monday in November.

Twenty-ninth district.

SEC. 11. The twenty-ninth judicial district is hereby created, composed of the county of Wyandotte.

Terms of court in.

SEC. 12. The terms of the district court in the twenty-ninth judicial district shall commence in each year as follows: On the first Monday in March, the first Monday in June, the third Monday in September, and the first Monday in December. Special and adjourned terms of said court may be held at such times as the judge of said district may deem advisable, as provided for holding special and adjourned terms in the several judicial districts of this state.

Ninth district, terms of court in.

SEC. 13. The terms of court in the ninth judicial district shall commence in each year as follows: In the county of Harvey on the first Tuesday in January, May, and September; in the county of Reno on the first Tuesday in March, July, and November.

Eighteenth district, terms of court in.

SEC. 14. The terms of court in the eighteenth judicial district shall be held in the city of Wichita, Sedgwick county,

commencing on the first Tuesday of January, March, May, September and November of each year.

SEC. 15. All suits and actions, both civil and criminal, provisional remedies, or other legal proceeding now pending in the district courts of the counties of Finney and Hamilton, and arising in the counties of Seward, Stevens, Morton, Scott, and Wichita, are hereby ordered to be transmitted to the district court of the county in which such suit, action, provisional remedy or other proceeding arose, and shall there be tried and proceeded with the same as other actions, suits, provisional remedies or other legal proceedings in the district court of said counties.

Governor shall appoint for twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, and twenty-ninth districts.

SEC. 16. The governor of the state is hereby authorized and empowered to appoint a district judge for each of the twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth and twenty-ninth districts, whose terms of office shall commence from and after the passage of this act and his appointment and qualification as such judge, and who shall hold his office until the second Monday of January, 1888; and the said judges shall have all the power and perform all the duties that are now conferred by law upon district judges. At the general election held in November, 1887, and every four years thereafter, there shall be elected a judge in each of the districts hereby created, who shall hold their respective offices for the period of four years from the second Monday of January after such election.

Duty of judge when county is detached from district.

SEC. 17. Where in any case by the provisions of this act a county is detached from the judicial district to which it before belonged, and any case pending in the district court of such county has at any term been tried by the judge of said court and by him taken under advisement and is still undecided, it shall be the duty of the judge who tried said cause to make and render his finding and judgment therein, and to determine all motions therein, and to allow and settle a case made therein in all respects as though such county had not been detached from his said district.

SEC. 18. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office,

and that the same was published in the official state paper March 19, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLVIII.

COMMISSIONERS OF THE SUPREME COURT.

AN ACT to provide for the appointment of three commissioners, to be known as Commissioners of the Supreme Court, and to provide for their compensation.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The governor of the state of Kansas, by and with the consent of the senate, immediately upon the taking effect of this act shall appoint three persons, citizens of this state, of high character for legal learning and personal worth, as commissioners of the supreme court. It shall be the duty of said commissioners, under such rules and regulations as said court may adopt, to aid and assist the court in the performance of its duties in the disposition of the numerous cases pending in said court. The said commissioners shall hold office for the term of three years from and after their appointment, during which time they shall not engage in the practice of the law. They shall each receive a salary equal to the salary of a judge of said court, payable at the same time and in the same manner. Before entering upon the discharge of their duties, they shall each take an oath to support the constitution of the United States and the constitution of the state of Kansas, and to faithfully discharge the duties of the office of commissioner of the supreme court to the best of their ability. All vacancies in said commission shall be filled in like manner as the original appointment.

SEC. 2. That this act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXLIX.

GAMING AND GAMBLING DEVICES.

AN ACT in relation to crimes and punishments, and amendatory of section two hundred and thirty-nine of chapter thirty-one of the general statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two hundred and thirty-nine of chapter thirty-one of the general statutes of 1868 be and the same is hereby amended to read as follows: Sec. 239. Every person who shall set up or keep any table or gambling device commonly called A B C, faro bank, E O, roulette, equality, or any kind of gambling table or gambling device, adapted, devised and designed for the purpose of playing any game of chance for money or property, or shall induce, entice or permit any person to bet or play at or upon any such gaming table or gambling device, or at or upon any game played at or by means of such table or gambling device, either on the side of or against the keeper thereof, or shall keep a place or room for the purpose of playing any game of cards for money or property, or shall allow any person or persons to play any game of chance by means of cards, or to play any game of cards on which property or money is bet in any room under his charge or control, shall on conviction be adjudged guilty of a misdemeanor, and punished by imprisonment in a county jail not less than twenty-four hours and not exceeding one year, and by fine not exceeding one thousand dollars.

SEC. 2. Original section two hundred and thirty-nine of chapter thirty-one of the general statutes of 1868 is hereby repealed.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CL.

RAPE.

AN ACT relating to crimes and punishments, and amendatory of sections thirty-one and thirty-two of chapter thirty-one of the General Statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section thirty-one of article two of chapter thirty-one of the general statutes of 1868 be amended so as to read: Section 31. Every person who shall be convicted of rape, either by carnally and unlawfully knowing any female under the age of eighteen years, or by forcibly ravishing any woman of the age of eighteen years or upwards, shall be punished by confinement and hard labor not less than five years nor more than twenty-one years.

SEC. 2. That section thirty-two of article two of chapter thirty-one of the general statutes of 1868 be amended so as to read: Section 32. Every person who shall have carnal knowledge of any woman of eighteen years or upwards without her consent by administering to her any substance, liquid, or any potion, by inhalation or otherwise, which shall produce such stupor or imbecility of mind or weakness of body as to prevent effectual resistance, shall upon conviction be adjudged guilty of rape, and be punished as in the last section provided.

SEC. 3. That original sections thirty-one and thirty-two of article two of chapter thirty-one of the general statutes of 1868 of the state of Kansas are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLI.

CONCERNING DEEDS AND MORTGAGES.

AN ACT concerning deeds and mortgages.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Any conveyance of lands, worded in substance as follows: A B conveys and warrants to C D (here describe the premises), for the sum of (here insert the consideration), the said conveyance being dated, duly signed and acknowledged by the grantor, shall be deemed and held a conveyance in fee simple to the grantee, his or her heirs and assigns, with covenants from the grantor, for himself and his heirs and personal representatives, that he is lawfully seized of the premises, has good right to convey the same, and guarantees the quiet possession thereof, that the same are free from all incumbrances, and he will warrant and defend the same against all lawful claims.

SEC. 2. Any conveyance of lands, worded in substance as follows: A B quitclaims to C D (here describe the premises), for the sum of (here insert the consideration), the said conveyance being duly signed and acknowledged by the grantor, shall be deemed to be a good and sufficient conveyance in quitclaim to the grantee, his heirs and assigns.

SEC. 3. Any mortgage of lands, worded in substance as follows: A B mortgages and warrants to C D (here describe the premises), to secure the payment of (here insert the sum for which the mortgage is granted, or the notes or other evidences of debt, or a description thereof, sought to be secured, also the date of payment), the said mortgage being dated, and duly signed and acknowledged by the grantor, shall be deemed and held to be a good and sufficient mortgage to the grantee, his heirs, assigns, executors and administrators, with warranty from the grantor and his legal representatives of a perfect title in the grantor, and against all previous incumbrances; and if in the above form the words "and warrants" be omitted, the mortgage shall be good without warranty.

SEC. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.
E. B. ALLEN, *Secretary of State.*

CHAPTER CLII.

RELATING TO THE PRACTICE OF DENTISTRY.

AN ACT supplemental to an act to regulate the practice of dentistry, and punish violators thereof.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Every person engaged in the practice of dentistry or dental surgery within this state at the time of the passage of the act to regulate the practice of dentistry, and punish violators thereof, approved February 25th, 1885, and who have heretofore failed or neglected to register under the provisions of said act, may within six months hereafter cause his or her name and residence and place of business to be registered with the board of examiners provided for in said act, and said board shall issue to such person a certificate in the manner provided in said act, entitling such person to all the rights and privileges set forth in section one of said act; said board of examiners being entitled, for the issuance of any certificate under the provisions hereof, to the sum of five dollars, to be paid by the applicant.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLIII.

POLITICAL DISABILITIES REMOVED.

AN ACT to remove the political disabilities of certain persons therein named.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the political disabilities imposed by section one of article five of the constitution of the state of Kansas, as amended November fifth, eighteen hundred and sixty-seven, upon the following-named persons: John H. Pauly, W. H. L. Pauly, Thomas H. Cross, W. H. Cox, of Crawford county, Kansas; and J. B. Roberson and F. M. Morris, of Towanda township, Butler county; and H. C. Mitchell and W. M. Mitchell, of Pleasant township, Butler county; and T. J. Vance, of Osage township, Labette county; R. N. Huff and John W. Wright, of Cowley county; W. H. Nichols, of Trego county; A. A. G. Stayton, of Hamilton county; W. H. Neal, of Sumner county; John Reynolds, of Wilson county; D. H. Henkel, of Trego county; S. S. Reynolds, of Gove county; J. E. H. Chapman, of Doniphan county; E. St. John Franklin, J. W. Hartsock, William Linsdale, R. F. Walker, Henry D. Hogan, and D. H. Williams, of Miami county; George Whirley and T. T. Tuttle, of Franklin county; J. J. Powell, John Werth, and J. W. Taylor, of Meade county; Thomas A. Wood and John Pugh, of Butler county; John Dearth, W. N. Ewing, W. P. Thomason, John Ewing, R. P. Graves, D. L. Rusk, W. W. Oxley, and Wm. May, of Neosho county; Joseph G. Fugua, of Sumner county; Thomas Todd, of Osage township, Labette county; J. T. Tucker, of Sumner county, Kansas, be and the same are hereby removed, and the said persons are hereby restored to full citizenship, with the right to vote and hold office in the state to the same extent as though said political disabilities had never been imposed.

SEC. 2. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLIV.

TO PREVENT FRAUDS AT ELECTIONS.

AN ACT to prevent frauds at elections, and to provide punishment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. When at any general or special election a ballot with a designated heading contains printed or pasted thereon in place of another, a name not found on the regular ballot having such heading, such name shall be regarded by the judges as having been placed thereon for the purpose of fraud, and the ballot shall not be counted for the name so found; nor shall any person distribute tickets or remain standing within fifty feet of the polls during the hours that the polls are open.

SEC. 2. Any person printing or causing to be printed or pasted ballots with a designated heading containing a name or names not found on the regular ballot having such heading, or which omits any name found on such regular ticket; or any person knowingly peddling or distributing, or causing to be distributed, any such ballot with the intent to have such ballot voted at any such general or special election, shall be deemed guilty of a misdemeanor, and shall on conviction thereof for each offense be fined in any sum not less than twenty-five nor more than two hundred dollars, or be imprisoned in the county jail not exceeding sixty days.

SEC. 3. Whoever furnishes an elector who cannot read with a ticket, informing him that it contains a name different from those written or printed thereon, with the intent to induce him to vote contrary to his inclination, or fraudulently or deceitfully changes the ballot of any elector by which such elector is prevented from voting for such candidate as he intended, shall be guilty of a misdemeanor, and upon conviction thereof

shall be punished by imprisonment in the county jail for a period not exceeding ninety days, or by fine not exceeding three hundred dollars.

SEC. 4. That all printed tickets must have a space left at least one-eighth of an inch in width after the name of each candidate.

SEC. 5. This act to take effect and be in force from and after its publication in the state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLV.

PRESIDENTIAL ELECTORS.

AN ACT relating to Presidential Electors, and to amend section forty-three of chapter thirty-six of the General Statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section forty-three of chapter thirty-six of the general statutes of 1868 be amended so as to read: Sec. 43. The electors of president and vice president of the United States shall convene at the capital of the state on the second Monday of January after their election, at the hour of twelve o'clock at noon of that day; and if there shall be any vacancy in the office of electors, occasioned by death, refusal to act, neglect to attend, or other cause, the electors present shall immediately proceed to fill, by ballot and by a plurality of votes, such vacancy in the electoral college; and when the electors shall appear, or the vacancies shall have been filled as above provided, they shall proceed to perform the duties required of such electors by the constitution and laws of the United States.

SEC. 2. Any candidate or elector desiring to contest the election of any person or persons declared elected electors of

president and vice president of the United States shall, between the last Wednesday in November and the first Wednesday in December next after the day of election, file a notice of such intention with the secretary of state, specifying the particular points on which he relies. Upon such notice being filed as aforesaid, it shall be the duty of the state board of canvassers, and they are hereby authorized to immediately convene and to determine on what day or days, not later than the 20th day of December after said election, they will meet in the office of the secretary of state in order to hear and determine any such contest; and thereupon a certified copy of the notice filed by any contestor shall be served upon the contestee whose election is sought to be contested, or by leaving a copy thereof at his usual place of residence by such person as shall be appointed by said state board for that purpose, with a notice when he is required to attend in the office of the secretary of state to answer the contest. For the purpose of the jurisdiction hereby conferred, and for its necessary and proper exercise, all laws of this state relating to the contest of elections of state officers, and the practice, rules and proceedings therein, shall apply to any contest of the election of any elector before said state board of canvassers so far as the same may be applicable.

SEC. 3. That section forty-three of chapter thirty-six of the general statutes of eighteen hundred and sixty-eight be and the same is hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLVI.

TOWN SITE OF ELK FALLS, ELK COUNTY.

AN ACT in relation to the town site of the town of Elk Falls, in Elk county.

Whereas, On the first day of July, 1873, the probate judge of Howard county purchased from the government of the United States of America the following-described lands, at that time situated in Howard county, but now in Elk county, to wit: The south half of the southwest quarter and northwest quarter of the southwest quarter of section three, and the east half of the southeast quarter of section four, and the northeast quarter of the northeast quarter of section nine, and the north half of the northwest quarter of section ten, all in township thirty-one south, range eleven east of the sixth principal meridian, in trust for the several use and benefit of the occupants of the town site of Elk Falls, in said county, according to their respective interest, by virtue of the act of congress of March 2d, A. D. 1867, entitled "An act for the relief of the inhabitants of cities and towns upon the public lands;"

And whereas, The probate judge of said Howard county failed and neglected to execute the trust as required by said act and an act of the legislature of the state of Kansas entitled "An act relating to town sites," approved March 2d, 1868: therefore,

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the probate judge of Elk county is hereby authorized and empowered to execute the said trust, as required by said acts, as fully and to the same extent and effect as though the same had been done at the time of said entry and purchase by the probate judge of said Howard county.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLVII.

TO REGULATE SALARIES OF COUNTY CLERK AND TREASURER OF NORTON COUNTY.

AN ACT to regulate the salaries of County Clerk and County Treasurer in Norton county, and to repeal chapter one hundred and thirteen of the Session Laws of 1877, entitled "An act to regulate the salaries of county clerk and county treasurer in certain counties therein named."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county clerk and county treasurer of Norton county shall be allowed the following sums by the county board of commissioners for their services: The county clerk shall receive the sum of ten hundred dollars per annum, and the county treasurer shall receive the sum of twelve hundred dollars per annum; which salary shall be in full for all the services by law required to be performed in their respective offices: *Provided,* That nothing in this act shall be construed as interfering with existing provisions of law requiring said officers to account for fees collected by them, and providing that such fees be deducted from the salary fixed by law.

SEC. 2. That chapter one hundred and thirteen of the session laws of 1877 is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLVIII.

SALARIES OF CERTAIN OFFICERS OF NEOSHO COUNTY.

AN ACT regulating the salaries of the County Clerk, County Treasurer and Register of Deeds of Neosho county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county treasurer of Neosho county shall be allowed by the board of county commissioners as full compensation for his services the salary of three thousand dollars per annum: *Provided,* That nothing in this act shall be construed as affecting the law in relation to mileage, in settling with the state treasurer.

SEC. 2. The county clerk of Neosho county shall be allowed by the board of county commissioners as full compensation for his services the salary of two thousand dollars per annum.

SEC. 3. The register of deeds of Neosho county shall receive as full compensation for his services such fees as are now provided for by law, except that in placing on the numerical index in his office, town plats, or deeds conveying or mortgages incumbrancing town lots, by one instrument in a body, he shall receive five cents only for each lot in excess of twenty-five lots and less than fifty lots, and three cents for each lot in addition thereto: *Provided, however,* That he shall keep an accurate account of all fees charged by him, and if in any one quarter of the year he shall receive more than six hundred dollars he shall turn one-half of such excess over to the treasurer of said county, taking duplicate receipts therefor, one of which he shall file with the county clerk, and it shall become a part of the general fund of the county.

SEC. 4. Every officer above named whose duty it is to keep an account of fees as hereinbefore prescribed shall make a return thereof verified by his affidavit, and file the same with the county clerk of said county at the end of each quarter; and any officer neglecting or refusing so to do shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not to exceed five hundred dollars; and no

salary or part thereof shall be paid or allowed until such return has been made.

SEC. 5. This act shall take effect and be in force from and after its publication in the statute book, and after the present term of the officers hereinbefore named has expired.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLIX.

SALARIES OF COUNTY OFFICERS OF CHEROKEE AND LABETTE COUNTIES.

AN ACT regulating the fees and salaries of the County Treasurers, County Clerks, County Attorneys, Probate Judges, County Auditors and Registers of Deeds of Cherokee and Labette counties, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The county treasurers of Cherokee and Labette counties shall each be allowed by the board of county commissioners as full compensation for his services the sum of three thousand dollars per annum. Said salary shall be paid out of the county treasury in quarterly installments, upon the order of the board of county commissioners: *Provided*, That the amount collected by the said county treasurers respectively, as fees under existing laws for the preceding quarter, shall be first deducted from said quarterly installment.

SEC. 2. The county clerks of Cherokee and Labette counties shall each be allowed by the board of county commissioners as full compensation for his services the sum of two thousand four hundred dollars per annum. Said salary shall be paid out of the county treasury in quarterly installments, upon the order of the board of county commissioners: *Provided*, That the amount collected by the county clerks respectively as fees under existing laws during the preceding quarter shall be de-

ducted from said quarterly installment: *And provided further*, That the last quarter's salary of the term shall not be paid until thirty days after the expiration of said term, and not until after the county commissioners have found upon examination that all the work of the office has been completed up to the end of the term.

SEC. 3. The county attorneys of Cherokee and Labette counties shall each be allowed by the board of county commissioners as full compensation for his services a salary of fifteen hundred dollars per annum, until the county shall have attained a population of thirty thousand, as shown by the returns of the assessors, after which he shall be entitled to an increase of salary of one hundred dollars per annum for every one thousand increase of population. Said salary shall be paid out of the county treasury of said county, upon the order of the board of county commissioners: *Provided*, That this act shall not be construed in any way to affect the fees now provided by law for said county attorney.

SEC. 4. The probate judges of Cherokee and Labette counties shall each receive in full compensation for his services the fees prescribed and allowed by law, and shall keep an accurate account of the same, but shall not be entitled to receive any salary from the county: *Provided, however*, That if the fees of said offices respectively shall not in any one year aggregate the sum of fifteen hundred dollars, that such officer shall receive from the treasurer of such county, upon order of the board of county commissioners, a sum sufficient to make the compensation for the services of said office for such year reach the sum of fifteen hundred dollars, and if such fees aggregate more than fourteen hundred dollars, one-half in excess thereof shall be turned by him over to the treasurer of said county, taking duplicate receipts therefor, one of which he shall file with the county clerk, and it shall become a part of the general fund of the county.

SEC. 5. The auditor of Cherokee and Labette counties shall each receive as full compensation for his services the sum of five hundred dollars, and no more.

SEC. 6. The register of deeds of Cherokee and Labette counties shall each receive as full compensation for his services such fees as are now provided for by law, except that in placing on the numerical index in his office, town plats, or deeds conveying

or mortgages incumbrancing town lots, by one instrument in a body, he shall receive five cents only for each lot in excess of twenty-five lots and less than fifty lots, and three cents for each lot in addition thereto: *Provided, however*, That he shall keep an accurate account of all fees charged by him, and if in any one quarter of the year he shall receive more than six hundred dollars he shall turn one-half of such excess over to the treasurer of said county, taking duplicate receipts therefor, one of which he shall file with the county clerk, and it shall become a part of the general fund of the county.

SEC. 7. Every officer above named whose duty it is to keep an accurate account of fees as hereinbefore prescribed shall make a return thereof, verified by his affidavit, and file the same with the county clerk of said county at the end of each quarter, and any officer neglecting or refusing so to do shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not to exceed five hundred dollars; and no salary or part thereof shall be paid or allowed until such return has been made.

SEC. 8. This act shall take effect and be in force from and after its publication in the statute book, and after the present term of the officers hereinbefore named shall have expired.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLX.

COMMISSIONER OF FORESTRY.

AN ACT to establish the office of Commissioner of Forestry, prescribing the power and duties thereof, and to encourage the planting and growing of forest trees in the State of Kansas, and making appropriation therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Within twenty days after the taking effect of this act the governor shall appoint some person who has a

practical knowledge of growing forest trees, who shall be known as the commissioner of forestry of the state of Kansas, who shall hold his office for the term of two years. Governor shall appoint commissioner.

SEC. 2. It shall be the duty of the commissioner of forestry provided for in this act to procure donation of two suitable tracts of land of not less than one hundred and sixty acres each, at points not to exceed three miles from a station on the Union Pacific railway, Kansas division, and on the Atchison, Topeka & Santa Fé railway, respectively. These tracts shall be donated to the state of Kansas for the purposes named in this act, to be and remain the property of the state, in the event of the continuation of these forestry stations by the state for the period of ten years from the date of their establishment, otherwise the title of said tract or tracts to revert to the donor or donors. The commissioner of forestry shall establish an experimental forest station upon each of said tracts of land, the object of which shall be the promotion of the art of forestry, and where he shall plant seeds and cuttings of various kinds of forest trees, especially such as are likely to thrive in that portion of Kansas known as the plains, the seedlings or trees growing from which he shall issue free of charge, at each station, to any resident of the state of Kansas who may apply for the same, in such quantities and under such restrictions as may in the judgment of said commissioner be advisable. Duty of commissioner.

SEC. 3. The commissioner of forestry, by himself or suitable employé, shall give such information as may be in his possession by letter, circular, or otherwise, upon the subject of forest trees, and shall give all persons visiting these experimental stations the benefit of his experience and that of his predecessors. Shall furnish information.

SEC. 4. Said commissioner of forestry shall annually make a report to the governor, giving a detailed account of his proceedings under this act, embodying a full statement of all expenditures in his office, including purchase of all the stock, trees, seeds, plants, and cuttings, as well as expenditures for labor, help, printing, traveling, and any other expenses properly appertaining to his office. He shall also embody in such report a detailed account of his experiments in tree-growing, noting the failures as well as the cause of success, to the end that reliable information may be disseminated. He may also Shall make report.

make such recommendations as may be suggested by his experience.

Shall hold meetings.

SEC. 5. It shall be the duty of the commissioner of forestry, when requested by petition of twenty-five persons in any county in the state, to go into such county and hold one or more meetings therein for the dissemination of knowledge upon the subject of forestry: *Provided, however,* That such meetings shall be no expense to the state.

Shall take oath and give bond.

SEC. 6. Before entering upon the duties of his office the commissioner of forestry shall take and subscribe the usual oath of office, and enter into bond to the state of Kansas, to be approved by the executive council, in the sum of five thousand dollars, for the faithful performance of the duties of his office.

Appropriation.

SEC. 7. For the purpose of carrying into effect the provisions of this act, there is hereby appropriated out of any money in the state treasury not otherwise appropriated, for the unexpired fiscal year ending June thirtieth, eighteen hundred and eighty-seven, for salary of said commissioner, the sum of one hundred dollars per month; for the purchase of trees, plants, seeds, and cuttings, or so much thereof as may be necessary, the sum of three hundred and fifty dollars; for labor, help, freight, postage, and other necessary incidental expenses, the sum of fifteen hundred dollars. For the fiscal year ending June thirtieth, eighteen hundred and eighty-eight, for salary of commissioner, twelve hundred dollars; for the purchase of trees, plants, seeds, and cuttings, or so much thereof as may be necessary, the sum of one thousand dollars; for labor, help, freight, postage, and other incidental expenses, the sum of five thousand dollars; for traveling expenses of said commissioner, or so much thereof as may be necessary, the sum of three hundred dollars. For the fiscal year ending June thirtieth, eighteen hundred and eighty-nine, for salary of commissioner, twelve hundred dollars; for the purchase of trees, plants, seeds, and cuttings, or so much thereof as may be necessary, the sum of one thousand dollars; for labor, help, freight, postage, and all other incidental expenses, the sum of five thousand dollars; for traveling expenses of said commissioner, or so much thereof as may be necessary, the sum of three hundred dollars.

Accounts to be paid.

SEC. 8. All bills and accounts of said commissioner of for-

estry shall be duly verified and approved by the executive council, and payable by the state treasurer upon the warrant of the state auditor.

SEC. 9. The salary of the commissioner shall begin on the first day of March, A. D. 1887, or as soon thereafter as he shall take and subscribe his oath of office and qualify.

SEC. 10. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXI.

RELATING TO GARNISHMENTS AND ATTACHMENTS.

AN ACT in relation to garnishments and attachments for pension money in certain cases.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the money that may have been received by any debtor as pensioner of the United States within the three months next preceding the issuing of an execution, or attachment, or garnishment process, cannot be applied to the payment of the debts of such pensioner when it is made to appear by the affidavit of the debtor or otherwise that such pension money is necessary for the maintenance of a family supported wholly or in part by said pension money. The filing of the affidavit by the debtor, or making proof as above provided, shall be *prima facie* evidence; and it shall be the duty of the court in which such proceeding is pending to release all moneys held by such attachment or garnishee process, immediately upon the filing of such affidavit or the making of such proof.

SEC. 2. All acts and parts of acts in conflict with this act be and the same are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXII.

ABRAHAM J. HECKMAN—GUARDIAN TO SELL REAL ESTATE.

AN ACT to authorize the guardian of Abraham J. Heckman to sell and convey the interest of said Abraham J. Heckman in certain real estate in Liberty, Montgomery county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the guardian of Abraham J. Heckman (an insane person) be and is hereby authorized and empowered to sell and convey the interest of said Abraham J. Heckman in any real estate in Liberty, Montgomery county, Kansas: *Provided,* That said sale shall be reported to the probate court of said Montgomery county, and the proceeds of said sale shall be in all respects subject to the orders and control of said probate court, as in other cases.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887, and in the Liberty *Review* March 18, 1887.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLXIII.

HASKELL INSTITUTE—PURCHASE OF GROUNDS FOR BY THE UNITED STATES.

AN ACT relating to the purchase by the United States of America of a site for the Haskell Institute and Industrial School, and giving the consent of the State of Kansas to such purchase, and ratifying the purchase of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The consent of the state of Kansas is hereby given and granted to the United States of America to purchase for the Haskell institute and Indian industrial school the following-described real estate, to wit: The southwest quarter of the northeast quarter of section seven; also the west half of the southeast quarter of section seven, and the northeast quarter of section eighteen, in township thirteen south, of range twenty east of the sixth principal meridian; also the southeast quarter of the northwest quarter and the southwest quarter of section seven, township thirteen, range twenty east of the sixth principal meridian; also the south ten acres of the northwest quarter of section number seven, township and range last above named, all lying and being in the county of Douglas, state of Kansas; and hereby ratify and confirm the action of the United States of America in the purchase of said premises for said purpose.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXIV.

PROHIBITING SALE OF INTOXICATING LIQUORS AT POLLS.

AN ACT to prohibit the use of intoxicating liquors at the polls, and providing a punishment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That it shall be unlawful at any general or special election in this state for any person to have or keep any whisky, beer, or other intoxicating liquors in his possession or under his control within one-half mile of any voting or polling-place; or to sell, barter, or give away, by "treating" or otherwise, any of such intoxicating liquors to any voter at such general or special election within the vicinity of such polling or voting-place. And any person so offending shall be guilty of a misdemeanor, and on conviction thereof shall be fined in a sum not less than fifty dollars, and imprisoned for a term of not less than ten days: *Provided*, That this act shall not apply to any person holding a permit to sell such liquors.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXV.

RELATING TO SALE OF INTOXICATING LIQUORS.

AN ACT relating to intoxicating liquors, and amendatory of and supplemental to chapter one hundred and forty-nine of the Session Laws of 1885, being an act entitled "An act amendatory of and supplemental to chapter one hundred and twenty-eight of the Session Laws of 1881, being an act entitled "An act to prohibit the manufacture and sale of intoxicating liquors, except for medical, scientific and mechanical purposes, and to regulate the manufacture and sale thereof for such excepted purposes," and amendatory of and supplemental to chapter one hundred and twenty-eight of the Session Laws of 1881, being an act entitled "An act to prohibit the manufacture and sale of intoxicating liquors, except for medical, scientific and mechanical purposes, and to regulate the manufacture and sale thereof for such excepted purposes."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two of chapter one hundred and twenty-eight of the laws of eighteen hundred and eighty-one, as amended by section one of chapter one hundred and forty-nine of the laws of eighteen hundred and eighty-five, be amended so as to read as follows: Section 2. It shall be unlawful for any person or persons to sell or barter for medical, scientific or mechanical purposes, any malt, vinous, spirituous, fermented or other intoxicating liquors, without first having procured a druggist permit therefor from the probate judge of the county wherein such druggist may be doing business at the time; and such probate judge is hereby authorized, in his discretion, to grant a druggist permit for the period of one year to any person of good moral character who is a registered pharmacist under the law of this state, and lawfully and in good faith engaged in the business of a druggist in his county, and who in his judgment can be intrusted with the responsibility of selling said liquors for the purposes aforesaid, in the manner hereinafter provided; and said judge may at any time in his discretion revoke such permit. In order to obtain a druggist permit under this act, the applicant shall file in the office of the probate judge of the county wherein he is doing business, not less than thirty days prior to the hearing thereof, a petition signed by the applicant and twenty-five reputable freeholders having the qualifications of electors, and

Unlawful to sell without permit.

Probate judge may issue permit to pharmacist of good moral character.

Must be engaged in business of druggist.

To obtain permit applicant must file petition.

Petition must be signed.

Must be resident of township or ward.

Petition shall set forth what.

twenty-five reputable women over twenty-one years of age, of the township, city of third class, or ward of any other city wherein such business is located, setting forth: First, The city or township and particular place therein where such business is located, and that the applicant is a person of good moral character, and does not use intoxicating liquors as a beverage, and can be intrusted with the responsibility of selling the same; second, that said applicant is a pharmacist aforesaid, and is lawfully and in good faith engaged personally in the business of a druggist as the proprietor thereof at the place designated in the petition, and is well versed in his profession; third, that said applicant has, in his said business, exclusive of intoxicating liquors and fixtures, a stock of drugs, if in any city, of the value of at least one thousand dollars, and if elsewhere, of the value of at least five hundred dollars. Before any such petition shall be heard, or any permit issued to such applicant, he shall publish for at least thirty days next prior thereto a notice published in some newspaper in the township or city where such business is located, or if none be published therein then in some paper of general circulation therein, stating the time and place set by such judge for the hearing of such petition. The applicant shall be required to prove the truthfulness of each and every statement contained in such petition, and the county attorney of such county shall, and any other citizen of the county may, appear and cross-examine the witnesses of the applicant, and may introduce evidence in rebuttal of the evidence offered by the applicant. If satisfied that the signatures to such petition were signed by such persons, and that such petitioners are citizens of such township, city, or ward, and that the statements in said petition are all true, the probate judge may in his discretion grant a permit to the applicant to sell intoxicating liquors for medical, mechanical and scientific purposes only; and such permit shall be recorded upon the journal of the probate court, and a certified copy thereof shall be posted in a conspicuous place in the store wherein said business is carried on before it shall be of any validity. Before such permit shall be of any validity such druggist shall file with the probate judge, to be approved by him, a good and sufficient bond to the state of Kansas in the sum of one thousand dollars, conditioned that such applicant and anyone in his employ will neither use, sell, barter, nor give away any intoxicating liquors in violation of law;

Before permit shall be issued applicant shall publish notice.

Applicant shall prove truthfulness of statement in petition.

County attorney or other citizen may examine witnesses.

Permit to be recorded.

Certified copy to be posted in store.

Shall give bond.

and on violation of the provisions of said bond the same shall thereby become forfeited, and the conviction of such pharmacist or anyone in his employ shall be deemed *prima facie* evidence of such violation. Any applicant or any citizen feeling himself aggrieved by the decision of the probate judge may within ten days thereafter, upon filing a bond made payable to the state of Kansas in the sum of fifty dollars, to be approved by the probate judge, conditioned that he will prosecute the cause to its speedy determination and pay the costs occasioned by such appeal if the order of the probate judge shall be sustained, prosecute the cause upon appeal or error to the district court. The procedure in any case taken on error to the district court from the order of the probate judge, shall be as prescribed by article twenty-two of the code of civil procedure so far as applicable, and a case or bill of exceptions may be made, signed and certified by the probate judge as in said article provided. If the district court shall find that the probate judge has abused his discretion it shall have power to cause the probate judge to comply with its judgment, otherwise the order of the probate judge shall be by the district court affirmed. No appeal shall be allowed from the order of the district court. If the order of the probate judge shall be reversed, the costs shall be paid by the county. If at any time there shall be filed with the probate judge a petition stating that any druggist, naming him, who has a permit to sell intoxicating liquors, is not in good faith conforming to the provisions of this act or the act to which this is amendatory and supplemental, verified by the affidavit of at least one of the petitioners hereinafter named, and signed by twenty-five reputable men and twenty-five reputable women, all of whom reside in the township, city or ward in which the business of such druggist is carried on, requesting that the permit of such druggist be canceled, the probate judge shall immediately issue an order citing such druggist to appear before him on a day named, not more than thirty days from the issuing of such order, at which time the question of the cancellation of such permit shall be considered. Such examination shall be conducted in the same manner in all respects as is herein provided for the hearing of the original petition for granting such permit, and such probate judge shall, if there are reasonable grounds for believing such druggest is not in good faith carrying out all the provisions of this act, or the act to which

Applicant may appeal to district court.

Mode of procedure on appeal to district court.

No appeal to be had from district court.

Petition to cancel permit of druggist shall be signed by.

Probate judge shall require appearance.

Examination shall be conducted.

Appeal.

this is amendatory, cancel such permit. An appeal may be had from the decision of such probate judge to the district court as herein provided for appeals from the application for a permit: *Provided*, The permit of such druggist shall be inoperative till such appeal is finally decided: *Provided further*, This shall not prevent the probate judge from canceling any permit at any time on his own motion or otherwise. If any probate judge shall issue a permit to any person not registered as a pharmacist, or shall knowingly grant the same to a person in the habit of becoming intoxicated, or not in good faith engaged in the business of a druggist as proprietor thereof, he shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than five hundred dollars nor more than one thousand dollars; and if any person shall sign the petition as provided herein of any applicant known by such person to be in the habit of becoming intoxicated, or not in good faith engaged in the business of a druggist, he shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not less than fifty dollars nor more than one hundred dollars. Before the petition of a druggist for a permit to sell intoxicating liquors shall be heard by the probate judge, the applicant shall pay a fee of five dollars to the probate judge, who shall pay the same into the county treasury on or before the first day of the following month, for the benefit of the general revenue fund. No permit now existing shall be of any validity after the first day of May, A. D. 1887.

Permit to be inoperative pending appeal.

Probate judge may cancel permit.

Probate judge to be deemed guilty of misdemeanor if permit is issued to.

Persons signing petition guilty of misdemeanor.

Before permit is issued applicant shall pay a fee.

SEC. 2. That section four of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one, as amended by section three of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five, be and the same is hereby amended so as to read as follows: Section 4. Any druggist having a permit to sell intoxicating liquors under the provisions of this act may sell the same only by himself in person, or by a clerk who is a registered pharmacist or assistant pharmacist under the laws of this state, for medical purposes only, upon the printed or written affidavit of the applicant setting forth the particular medical purpose for which such liquor is required, the kind and quantity desired; that it is necessary and actually needed for the particular purpose by the patient to be named; and that it is not intended for a beverage, nor to sell or give away;

Druggist may sell for medical purposes.

and that the applicant is over twenty-one years of age, which affidavit shall be in the following form, and subscribed by the applicant, in ink:

Form of application.

STATE OF KANSAS, COUNTY OF ———, ss:

Date ———, No. —.

I, the undersigned, do solemnly swear that my real name is ———; that I reside at ———, ——— county, state of ———; that ——— of ——— is necessary and actually needed by ———, to be used as medicine for the disease of ———; that it is not intended for a beverage, nor to sell, nor to give away; and that I am over twenty-one years of age. I therefore make application to ———, druggist, for said liquor.

——— ———, *Applicant.*

Subscribed in my presence and sworn to before me, this — day of ———.

——— ———, *Pharmacist.*

May sell for mechanical or scientific purposes.

And such druggist may sell intoxicating liquors for mechanical and scientific purposes only upon the written or printed affidavit of the applicant, setting forth the particular purpose for which such liquor is required, the kind and quantity desired, that it is not intended to be used as a beverage, nor to sell, nor to give away, and that it is intended only for his own use, and that the applicant is over twenty-one years of age. Such affidavit shall be in the following form:

Form of application.

STATE OF KANSAS, COUNTY of ———, ss:

Date ———, No. —.

I, the undersigned, do solemnly swear that my real name is ———; that I reside at ———, ——— county, state of ———; that ——— of ——— is required by myself, to be used for ——— purposes, to be used for ———; that it is not intended for a beverage, nor to sell, nor to give away; and that I am over twenty-one years of age. I therefore make application to ———, druggist, for said liquor.

——— ———, *Applicant.*

Subscribed in my presence and sworn to before me, this — day of ———.

——— ———, *Pharmacist.*

But one sale or delivery on one application.

And there shall be but one sale and one delivery on any one affidavit; but no druggist shall permit the drinking on his premises, nor in any apartment connected therewith and under his control, any of the intoxicating liquors purchased by affidavit or otherwise: *Provided*, Such druggist shall be permitted to sell any of the liquors mentioned herein, in quantities not less than one gallon, to any other druggist within the state holding a permit as provided in this act. The affidavits provided for in this section shall be made before the pharmacist or assistant pharmacist making sale of such liquors, upon proper printed blanks, which it is hereby made the duty of the county clerk of the county in which such sales are

May sell to another druggist.

County clerk shall furnish blanks.

made to furnish to such druggists at a cost equal to the actual and necessary outlay made therefor by him. Such blanks shall be in series of one hundred each, numbered from one to one hundred consecutively, and bound in book form, each series being of uniform style throughout, except that no two blanks of the same series shall be of the same number. It shall be the duty of the county clerk to indorse each such book with the date of delivery and to whom made, to sign such indorsement, and attest the same with his official seal, and to keep two exact printed copies, except as to numbers, of the blanks of each series, one of which shall be filed in his office and one in the probate judge's office; he shall also keep a record of the series, and of the number of each series, of such blanks furnished to each druggist, and shall within ten days after the same are delivered to such druggist file a copy thereof, together with a copy of the blank affidavits, in the office of the probate judge of his county. For such services the county clerk shall be entitled to a fee of twenty-five cents for each series of blanks so furnished, to be paid by the druggist obtaining such blanks. All pharmacists and assistant pharmacists are hereby empowered to administer oaths for the purposes of this act, and no such affidavit shall be received by any pharmacist or assistant pharmacist until it shows on its face that it has been properly subscribed and sworn to by the applicant. The affidavits provided for in this section shall be retained by the druggist in the original book form, and on or before the first day of each month shall, together with the affidavit of such druggist that the liquors therein mentioned are all of the intoxicating liquors sold by him during the month, except the liquors sold to other druggists, be filed in the office of the probate judge who issued his permit, where they shall be safely kept for the period of two years from the date of the filing. Before said affidavit shall be received or filed by said probate judge he shall make strict examination of the copies of affidavits and record of numbers thereof furnished him by the county clerk, and ascertain whether such druggist has returned all affidavits furnished him in blank by the county clerk; and if any such affidavit or blank is missing, said probate judge shall require such druggist to file instead thereof his affidavit showing as near as he can what has become of such affidavit or blank. And any person having a permit to sell intoxicating liquors

Blanks to be in series of, to be numbered.

Clerk shall indorse each book.

Shall file copy with probate judge.

Shall keep record.

Shall receive fee.

Pharmacist and assistant pharmacists may administer oaths.

Shall be retained in original book.

Probate judge shall examine affidavits.

under the provisions of this act shall, each month, at the time he files the affidavit herein provided for, also file with the probate judge an affidavit setting forth the amounts and kinds of liquors, as nearly as can be done, which such person or firm of which he is a member has on hand on the day such affidavit is made, as well as the amount and kinds of liquors he has purchased or procured during the preceding month, and the name or names of the persons, companies or corporations, and their place of doing business, from whom and the dates on which such liquors were purchased or procured. For each series of affidavits filed under the provisions of this act the probate judge shall collect one dollar and fifty cents from the druggist filing the same, or the proper proportionate part thereof for the number filed, which shall be paid by him on the first day of each month into the county treasury for the benefit of the general county fund. The probate judge shall receive no fees for his services under this act, except a salary of fifteen dollars per annum for each one thousand inhabitants in such county, the number to be determined by the last annual census return of such county, but in no case shall such salary exceed the sum of one thousand dollars per annum, to be paid by the county commissioners as other salaries. Every person whose affidavit so made for the purpose of obtaining intoxicating liquors shall be false in any material matter shall be deemed guilty of perjury, and shall be punished by confinement and hard labor for a period not exceeding two years, or by confinement in the county jail not less than six months. Any person who shall subscribe any name or character other than his own name to any affidavit for the purpose of obtaining intoxicating liquors as provided herein, shall be deemed guilty of forgery in the fourth degree, and punished therefor as now provided by law for forgery in such degree. Any person who shall sell or furnish any intoxicating liquors so obtained by him upon affidavit or certificate to others as a beverage, or shall use the same as a beverage, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, and by imprisonment in the county jail not less than thirty days nor more than ninety days. Every such druggist shall keep a book wherein shall be recorded, daily, all sales of intoxicating liquors made by him or his employés, showing the

Druggist to state amount of liquor on hand and quantity purchased during the preceding month.

To state from whom purchased.

Probate judge shall collect.

Salary of probate judge under this act.

Making false affidavit perjury.

Penalty for making.

Guilty of forgery, when.

Druggist shall keep record of sales.

name and residence of the purchaser, the kind and quantity of the liquors sold, the purpose for which it was sold, and the date of the sale. Such record and affidavits shall be open for the inspection of the public at all reasonable times during business hours, and any person so desiring may take memoranda or copies thereof.

Record to be open for inspection.

SEC. 3. That section nine of chapter one hundred and twenty-eight of the laws of eighteen hundred and eighty-one, as amended by section six of chapter one hundred and forty-nine of the laws of eighteen hundred and eighty-five, be amended so as to read as follows: Sec. 9. Any druggist or pharmacist, or assistant pharmacist in his employ, who shall fail or neglect to make and keep a record as herein provided of any intoxicating liquors by him sold before the same are delivered, or shall refuse any person an examination of such records, or the taking of memoranda or copy therefrom at any time during business hours; or who shall sell, barter or give away any such liquors at any place not designated in his permit, or upon any affidavit other than those herein provided; or shall make any false affidavit as to any sales made by him or his employés; or shall fail to sign the certificate to the signature of any applicant for such liquor prior to the delivery thereof, or shall sign any false certificate to any such affidavit; or shall mutilate or remove any affidavits from the book to him issued as aforesaid, or shall fail to return the same as hereinbefore provided; or shall sell any intoxicating liquor to any person whom he has reason to believe desires the same to use as a beverage; or sell liquor when he has reason to believe the liquor sold is not a remedy for the ailment described in the affidavit therefor; or shall sell, barter or give away any intoxicating liquor to any minor, any person under the influence of liquor, or who is in the habit of becoming intoxicated; or who shall allow such liquor, sold as a medicine or otherwise, to be drank on his premises or premises under his control; or in any other manner omit any act required of him herein, or violate any of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one hundred dollars nor more than five hundred dollars, and be imprisoned in the county jail not less than thirty days nor more than ninety days, and shall forfeit his permit issued under the provisions of this act, and his right to obtain a permit within five years next thereafter; and

Penalty for failure to keep record.

When liquor is not a remedy for ailment described.

Penalty for selling or giving to persons under the influence of liquor, or to minors.

in all cases when forfeitures are provided under the provisions of this act, the court shall declare the same in rendering judgment in the action.

SEC. 4. That section thirteen of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one, as amended by section thirteen of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five, be and the same is hereby amended so as to read as follows: Section 13. All places where intoxicating liquors are manufactured, sold, bartered, or given away in violation of any of the provisions of this act, or where persons are permitted to resort for the purpose of drinking intoxicating liquors as a beverage, or where intoxicating liquors are kept for sale, barter or delivery, in violation of this act, are hereby declared to be common nuisances, and upon the judgment of a court having jurisdiction finding such place to be a nuisance under this section, the sheriff, his deputy or under-sheriff, or any constable of the proper county, or marshal of any city where the same is located, shall be directed to shut up and abate such places, by taking possession thereof, and by taking possession of all such intoxicating liquors found therein, together with all signs, screens, bars, bottles, glasses, and other property used in keeping and maintaining said nuisance, and such personal property so taken possession of shall be forthwith publicly destroyed by such officer, and the owner or keeper thereof shall upon conviction be adjudged guilty of maintaining a common nuisance, and shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, and by imprisonment in the county jail not less than thirty days nor more than ninety days. The attorney general, county attorney, or any citizen of the county where such nuisance exists, or is kept, or is maintained, may maintain an action in the name of the state to abate and perpetually enjoin the same. The injunction shall be granted at the commencement of the action, and no bond shall be required. Any person violating the terms of any injunction granted in such proceedings shall be punished for contempt by a fine of not less than one hundred nor more than five hundred dollars, and by imprisonment in the county jail not less than thirty days nor more than six months, in the discretion of the court, or judge thereof. In case judgment is rendered in favor of the plaintiff in any action brought under

Places where liquors are manufactured or sold declared public nuisances in certain cases.

Liquors and fixtures to be publicly destroyed.

Injunction may be granted.

the provisions of this section, the court rendering the same shall also render judgment for a reasonable attorney's fee in such action in favor of the plaintiff and against the defendants therein; which attorney's fee shall be taxed and collected as other costs therein, and when collected paid to the attorney or attorneys of the plaintiff therein.

SEC. 5. That section eleven of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five be and the same is hereby amended so as to read as follows: Sec. 11. It shall be the duty of the county attorneys to diligently prosecute any and all persons violating any of the provisions of this act in their respective counties, and to bring suit upon all bonds or recognizances forfeited, immediately after the happening of such forfeiture, to recover the penalty, and to pay all money so collected, less his fee for collecting the same, as herein provided, into the school fund of his county.

Duty of county attorney.

If county attorney shall fail, neglect or refuse to perform duties under this act.

If any county attorney shall fail, neglect or refuse to faithfully perform any duty imposed upon him by this act, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than one hundred dollars nor more than five hundred dollars, and be imprisoned in the county jail not less than ten days nor more than ninety days; and such conviction shall operate as a forfeiture of his office, and the court before whom such conviction may be had shall order and adjudge such forfeiture of office in addition to the fine imposed as herein provided. And whenever the county attorney shall be unable or shall neglect or refuse to enforce the provisions of this act in his county, or for any reason whatever the provisions of this act shall not be enforced in any county, it shall be the duty of the attorney general to enforce the same in such county, and for that purpose he may appoint as many assistants as he shall see fit, and he and his assistants shall be authorized to sign, verify and file all such complaints, informations, petitions and papers as the county attorney is authorized to sign, verify, or file, and to do and perform any act that the county attorney might lawfully do or perform; and for such services he or his assistants shall receive the same fees that the county attorney would be entitled to for like services, to be taxed and collected in the same manner, except that in all cases where there shall be a conviction, and the attorney's fees as provided for in this act shall not be paid by the defendant within one month after his release from jail,

Conviction shall forfeit office.

On failure of county attorney, attorney general shall.

May appoint assistants.

the county where such conviction is had shall then become liable to the attorney general, or his assistant prosecuting such case, for a fee of twenty-five dollars upon each count upon which the defendant shall have been convicted.

SEC. 6. That section five of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one be and the same is hereby amended to read as follows: Sec. 5. No person shall manufacture or assist in the manufacture of intoxicating liquors in this state except for medical, scientific and mechanical purposes. Any person or persons desiring to manufacture any of the liquors mentioned in this act for medical, scientific and mechanical purposes shall present to the probate judge of the county wherein such business is proposed to be carried on, a petition asking a permit for such purpose, setting forth the name of the applicant, the place where it is desired to carry on such business, and the kind of liquor to be manufactured. Such petition shall have appended thereto a certificate signed by at least one hundred resident electors of the ward of the city of the first or second class, or by a majority of the resident electors of the township or city of the third class, wherein such applicant desires to manufacture such intoxicants, certifying that such applicant is a person of good moral character, temperate in his habits, and a proper person to manufacture and sell intoxicating liquors. Such applicant shall file with said petition a bond to the state of Kansas in the sum of ten thousand dollars, conditioned that for any violation of the provisions of this act said bond shall be forfeited. Such bond shall be signed by such applicant or applicants as principal or principals, and by at least three sureties, who shall justify under oath in the sum of seven thousand dollars each, over and above all indebtedness and exemptions, and who shall be of the number signing said petition. The probate judge shall consider such petition and bond, and if satisfied that such petition is true, and that the bond is sufficient, may in his discretion grant a permit to manufacture intoxicating liquors for medical, scientific and mechanical purposes. The said permit, the order granting the same, and the bond and justification thereon, shall be forthwith recorded by said probate judge in the same manner and with like effect as in case of a permit to sell such liquors as provided in this act. Such manufacturer shall keep a book wherein shall be entered a complete record of the sales made, the dates thereof, the name

Shall not manufacture except for.

Must secure permit.

Petition.

Shall file bond.

Bond shall be signed.

Sureties shall justify.

Permit, bond and order shall be recorded.

Shall keep record of sales.

and residence of the purchasers, the kind and quantity of liquors sold, and the price received or charged therefor. An abstract of such record, verified by the affidavit of the manufacturer, and showing that the liquors therein mentioned are all the intoxicating liquors sold by such manufacturer during the preceding quarter, shall be filed quarterly in the probate court of such county at the end of each quarter during the period of such permit. Such manufacturer shall sell the liquors so manufactured only in original packages. He shall sell such liquors to no one except druggists who at the time of such sale shall be duly authorized to sell intoxicating liquors as provided by law. Any rectification or adulteration of intoxicating liquors shall be considered manufacturing under this act.

Shall sell only in original packages.

County clerk or probate judge neglect or refuse to perform duties under this act, penalty for.

SEC. 7. Every county clerk or probate judge who shall neglect or refuse to perform any duty required of him under this act, the punishment of which is not hereinbefore provided by this act, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than five hundred dollars nor more than one thousand dollars, and in addition thereto shall forfeit his right to longer hold his office; and the court before whom such conviction is had shall order and adjudge such forfeiture.

Shall receive for services.

SEC. 8. For services performed under this act the probate judge and county clerk shall receive no fees except such as are herein provided for.

SEC. 9. That section twelve of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one, as amended by section seven of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five, be amended so as to read as follows: Sec. 12.

Duty of sheriffs, constables, marshals and police officers.

It shall be the duty of all sheriffs, deputy sheriffs, constables, mayors, marshals, police judges, and police officers of any city or town, having notice or knowledge of any violation of the provisions of this act, to notify the county attorney of the fact of such violation, and to furnish him the names of any witnesses within his knowledge by whom such violation can be proven. If any such officer shall fail to comply with the provisions of this section, he shall upon conviction be fined in any sum not less than one hundred nor more than five hundred dollars; and such conviction shall be a forfeiture of the office held by such person, and the court before

Penalty for failure.

whom such conviction is had shall, in addition to the imposition of the fine aforesaid, order and adjudge the forfeiture of his said office. For a failure or neglect of official duty in the enforcement of this act, any of the city or county officers herein referred to may be removed by civil action.

Sections repealed.

SEC. 10. That section six of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one, and sections two, four, nine, twelve and thirteen of chapter one hundred and twenty-eight of the session laws of eighteen hundred and eighty-one, as amended by sections one, three, six, seven and thirteen of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five, and section eleven of chapter one hundred and forty-nine of the session laws of eighteen hundred and eighty-five, be and the same are hereby repealed.

SEC. 11. This act shall take effect and be in force on March 30, 1887, and after its first publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 8, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXVI.

SUMMONING OF GRAND AND PETIT JURIES.

AN ACT relating to the selection and summoning of grand and petit jurors, and amendatory of and supplemental to chapter one hundred and four of the Session Laws of 1876, and providing for the appointment of jury commissioners, prescribing their duties and fixing their compensation.

Be it enacted by the Legislature of the State of Kansas:

In counties having a population of thirty thousand, governor to appoint commissioners.

SECTION 1. That in each organized county in this state having a population of thirty thousand and upwards there shall be appointed by the governor three jury commissioners,

Not more than two to belong to same political party.

not more than two of whom shall belong to the same political party, whose terms of office shall be for two years and until their successors are appointed and qualified. Said commissioners shall be qualified electors of their respective counties, and any two of them shall constitute a quorum for the transaction of their duties.

Shall be appointed, when.

SEC. 2. Said jury commissioners shall be appointed by the governor on or before the first day of April in the year 1887, and every two years thereafter; and in case of vacancy by death, resignation or otherwise, said governor shall appoint a successor to fill said offices for the unexpired term. Each of said commissioners shall, before entering upon the discharge of his duties, subscribe to and take an oath to support the constitution of the United States, the constitution of the state of Kansas, and faithfully discharge the duties of his office.

Shall make lists of persons to serve as jurors.

SEC. 3. Said jury commissioners shall, at the office of the county clerk of his county, between the first and fifteenth day of April in each year, make a list of persons to serve as jurors for the ensuing year.

Commissioners shall select from.

SEC. 4. That said commissioners shall select from those assessed on the assessment rolls of the several townships and cities of the preceding year, suitable persons having qualifications of electors, and in making such selection they shall choose only those who are not exempt from serving on juries, and who are possessed of fair character and approved integrity, and in possession of their natural faculties, and not infirm or decrepit, and who are well informed and free from legal exceptions. No person shall be selected as a juror who either in person or by any other means shall solicit his selection as such; and in making such selection the said commissioners shall select one person for each fifty inhabitants in said county, and such selections shall be made without regard to city or township limits, from the whole body of the county.

Persons having served during next preceding year shall be excluded from list.

SEC. 5. That in making such selection each person who shall have served as a juror in any capacity at any term of court during the year next preceding such selection shall be excluded from the list of jurors for the then ensuing year; and if any such person shall be selected or drawn it shall be the duty of the court to which such jurors shall be summoned to strike the names of such persons from the list of jurors, and it shall be good cause of challenge to any juror, that any juror shall have served as a juror in any court of record during the

year next preceding such selection; and no juror called or summoned who shall have so served during such preceding year shall draw any pay for more than one day during the term of court to which he shall be so summoned; and a list of the persons so selected shall be, immediately after such selection, certified by the commissioners making such selection, to the county clerk of such county.

Shall certify list to county clerk.

SEC. 6. That upon the receipt of such certificate of selection of jurors such county clerk shall destroy the papers in the jury box containing the names of jurors heretofore selected, and file such new lists, and place in the jury box the names of the jurors so drawn as provided in this act.

Duty of county clerk.

SEC. 7. That from the lists so made and certified by the said jury commissioners, all grand and petit jurors of the county shall be drawn and summoned as now provided by law.

All grand and petit jurors to be drawn from.

SEC. 8. That the said jury commissioners shall be paid out of the county treasury of said county three dollars for each day actually and necessarily employed in the duties of said office.

Commissioners shall be paid, how.

SEC. 9. That whenever it shall be made to appear to the court that from any cause the lists made out by said jury commissioners and deposited with the county clerk and the names taken therefrom and deposited in the jury box have been so made out and returned or so deposited as to vitiate the panel, it shall be the duty of the judge of such court to issue his order to said jury commissioners to proceed forthwith to the office of the county clerk of said county and then and there to make out immediately from the assessment roll of cities and townships, as provided in this act, lists of jurors to serve as jurors for the balance of the ensuing year.

Duty of judge when list is so made out as to vitiate panel.

SEC. 10. That upon the completion and certification of said lists by said jury commissioners they shall be forthwith delivered to the county clerk, who shall file the same in his office and proceed without delay to write down the names contained in such lists in the same manner as though such lists had been certified to and deposited with him at the time fixed by law.

When lists are complete, to be certified.

SEC. 11. That upon the receipt of such certified lists of jurors such county clerk shall forthwith destroy the papers in the jury box containing the names of jurors heretofore selected, and place in the jury box the names of the jurors so

Upon receipt of certified list, county clerk shall.

drawn under the order of the judge, and from such box shall be drawn all juries for the balance of the ensuing year.

For purposes of this act, number of inhabitants to be ascertained.

SEC. 12. For the purposes of this act the number of inhabitants in any county shall be ascertained from the last enumeration of persons residing in the respective townships and cities of said county made by the several township and city assessors in said county.

SEC. 13. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXVII.

RELATING TO GRAND JURIES.

AN ACT relating to grand juries, and amendatory of sections seventy-three, seventy-four and ninety-nine of chapter eighty-two of the General Statutes of 1868, and repealing said original sections seventy-three, seventy-four and ninety-nine, and sections twenty-four and twenty-five of chapter fifty-four of the General Statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section seventy-three of an act entitled "An act to establish a code of criminal procedure," being chapter eighty-two of the general statutes of 1868, be amended so as to read as follows: Sec. 73. A grand jury shall hereafter be ordered, drawn, summoned and required to attend at least two regular terms in each year of the district court of every organized county in the state in which terms of court are held. When there are more than two regular terms of court held in any county in one year, the grand jury shall be required to attend the first and third terms and at such other terms as may be ordered by the judge of the district court. Said jury shall be drawn upon the written order of the judge of the district

Grand jury to be drawn to attend two terms of court in each year.

When more than two regular terms are held.

court, which shall be made and filed with the county clerk of the proper county: *Provided*, That whenever a petition, signed by at least two hundred tax-payers of the county, praying for the drawing and summoning of the grand jury, shall be presented to the judge of the district court at least twelve days before the commencement of any term at which a grand jury would not be required to attend under this act, the said judge shall order a grand jury to be drawn for said term. The grand juries provided for in this section shall be drawn and summoned in the same manner as juries for the district court.

May be drawn for any term, upon petition.

SEC. 2. That section seventy-four of chapter eighty-two of the general statutes of 1868 be amended so as to read: Sec. 74. There shall be fifteen grand jurors summoned and sworn on any grand jury, and from the persons summoned to serve as grand jurors and appearing the judge of the court shall appoint a foreman; and in every case when any person appointed foreman shall be discharged or excused before the grand jury shall be dismissed, the judge shall appoint a foreman in his place. In case any grand juror fails to attend, or is discharged, his place shall be filled by a talesman, to be selected by the judge.

Fifteen grand jurors to be summoned.

SEC. 3. That section ninety-nine of chapter eighty-two of the general statutes of 1868 be amended so as to read: Sec. 99. When an indictment is presented by the grand jury the names of all the material witnesses known at the time to the public prosecutor must be indorsed upon the indictment, but the names of other witnesses may afterwards be indorsed on said indictment before or during the trial, as the court may by rule or otherwise prescribe, and said witnesses be subpenaed by the state; but unless the names of such witnesses as were known to the public prosecutor before the commencement of the trial be indorsed on the indictment, no continuance shall be granted to the state on account of absence of any witness whose name is not thus indorsed.

When indictment is presented, names of all material witnesses to be indorsed thereon.

SEC. 4. That in counties having a population of less than sixteen thousand inhabitants a grand jury shall be required to attend only at the first term of court in each year, unless petitioned for and ordered as hereinbefore provided.

In counties of less than sixteen thousand inhabitants.

SEC. 5. That the original sections seventy-three, seventy-four and ninety-nine of chapter eighty-two of the general statutes of 1868, and sections twenty-four and twenty-five of

said chapter fifty-four of the general statutes of 1868, be and the same are hereby repealed.

SEC. 6. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 2, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXVIII.

JURISDICTION OF JUSTICES OF THE PEACE.

AN ACT relating to jurisdiction of justices of the peace, and to amend sections one and twelve of chapter eighty-one of General Statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of chapter eighty-one of the general statutes of 1868 be and the same is hereby amended so as to read as follows: Section 1. The jurisdiction of justices of the peace in civil actions shall be coëxtensive with the county wherein they may have been elected, and wherein they shall reside: *Provided,* That in all actions against two or more defendants jointly or jointly and severally liable, and who live in adjoining counties, such actions may be brought before any justice of the peace of the county wherein either of the defendants shall reside or may be summoned; and such justice shall have power and is hereby authorized to issue a summons directed to the sheriff of any other county for service to bring in all co-defendants who may be served in such county; and upon service of such summons the justice before whom the action is pending shall have as full jurisdiction as to all the defendants as he would have in cases where all the defendants resided in the county where the action is brought.

Jurisdiction co-extensive with county.

Provided, that in actions against defendants living in adjoining counties.

SEC. 2. That section twelve of chapter eighty-one of the general statutes of 1868 be and the same is hereby amended

so as to read as follows: Section 12. In actions where all the defendants may be summoned in the county where the action is commenced, the summons must be returnable not more than twelve days from its date, and must, unless accompanied by an order of arrest, be served at least three days before the time of appearance. When all the defendants cannot be therein summoned and summons is sent to any other county for service, it shall be returnable not more than thirty days from its date, and must, unless accompanied by an order of arrest, be served at least twenty days before the time of appearance, as follows: First, by delivering a copy of the summons with the indorsement thereon (certified by the constable or person serving the same to be a true copy) to the defendant, or leaving the same at his usual place of residence; second, acknowledgment on the back of the summons or the voluntary appearance of a defendant is equivalent to service.

Summons returnable in twelve days.

Summons, how served.

SEC. 3. That section one and section twelve, of which this act is amendatory, are hereby repealed.

SEC. 4. This act shall be in force and take effect from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXIX.

RELATING TO PURCHASE OF COMPILED LAWS OF 1885.

AN ACT to authorize the Secretary of State to purchase two thousand five hundred copies of a compilation of the statutes of Kansas of 1885, and making an appropriation therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The state hereby accepts the proposition of George W. Crane to furnish to the state of Kansas two thousand five hundred volumes of Dassler's compilation of Kansas statutes of 1885, compiled, edited, annotated, printed, bound,

and executed with material in all respects in accordance with his proposition filed with the secretary of state. And the secretary of state is hereby authorized and directed to purchase from said George W. Crane two thousand five hundred copies of Dassler's compilationof the statutes of the state of Kansas of 1885, at the price of four dollars per volume; and for the purpose of paying for said statutes as the same shall be delivered from time to time to the secretary of state pursuant to said propositions, there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of ten thousand dollars, or so much thereof as may be necessary therefor.

SEC. 2. The auditor of state is hereby authorized to issue his warrants upon the treasurer of state for the purpose of paying for said statutes provided for in the first section of this act, in installments as delivered: *Provided*, That no account for the payment of said statutes shall be audited or allowed until an itemized account is filed with the auditor, verified by affidavit and approved by the secretary of state, showing the number of copies of said statutes delivered to him and the dates of their delivery.

SEC. 3. The secretary of state is hereby authorized to dispose of such compiled statutes, immediately upon their delivery, as follows: First, he shall deposit twenty copies thereof in the state library, to be preserved therein, and retain one copy for the use of his office. Second, he shall distribute one copy thereof to each state officer for use in his office, and one copy to each justice of the supreme court and the clerk thereof, and one copy to each district judge, and two copies each to the clerks of the district and circuit courts of the United States for the district of Kansas. Third, upon the requisition of the several county clerks of the organized counties of this state he shall deliver one copy to each county officer, justice of the peace and township trustee who has not heretofore received a copy of the compiled laws of eighteen hundred and seventy-nine from this state. Fourth, and the balance of such copies shall be safely kept by the secretary of state for further disposition, according to the terms hereof, and subject to disposition under future legislative authority.

SEC. 4. This act shall take effect and to be in force from and after its passage, and publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXX.

TO CONFER THE RIGHT OF MAJORITY ON SHERMAN M. BELL.

AN ACT to confer the right of majority upon Sherman M. Bell, of Lyon county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the rights of majority be and the same are hereby conferred on Sherman M. Bell, of Lyon county.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXI.

RELATING TO PAYMENT OF WAGES TO LABORERS.

AN ACT to secure to laborers in and about coal mines and manufactories the payment of their wages at regular intervals, and in lawful money of the United States.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. It shall be unlawful for any person, firm, company or corporation to sell, give, deliver, or in any manner issue directly or indirectly to any person employed by him

Laborers to be paid in lawful money of the United States only.

or it, in payment of wages due for labor, or as advances on the wages of labor not due, any scrip, token, check, draft, order, or other evidence of indebtedness payable to bearer or his assignee otherwise than at date of issue in lawful money of the United States. Any violation of the provisions of this section shall be punished by a fine of not less than twenty-five nor more than one hundred dollars, or imprisonment of not more than thirty days, or both; and the amount of any scrip, token, check, draft, order, or other evidence of indebtedness, sold, given, delivered, or in any manner issued in violation of the provisions of this section, shall be recovered in money at the suit of any holder thereof against the person, firm, company or corporation selling, giving, delivering, or in any manner issuing the same: *Provided*, That nothing contained in this section shall apply to or affect the right of any person or private individual from giving orders on any store or business house or firm in the business or the business or profits of which he or it has no interest directly or indirectly: *Provided further*, That such order shall only be given at the solicitation of the employé of such person or private individual: *Provided further*, That nothing contained in this section shall apply to contracts made and entered into between farmers and their employés, where mutual arrangements are made between them otherwise.

Penalty for violation.

Wages paid in scrip, checks, &c., may be recovered in money from person or firm issuing.

Orders on stores may be given when.

Farmers exempt by mutual agreement with employes.

Coercion of employes to purchase goods from particular firms to be punished, how.

SEC. 2. Whoever compels or in any manner seeks to compel or attempts to coerce an employé of any person, firm or corporation to purchase goods or supplies from any particular person, firm or corporation, shall be fined not more than one hundred dollars nor less than twenty dollars, or imprisoned not more than sixty days, or both.

County attorney to prosecute violators.

SEC. 3. The county attorney of any county, upon complaint made to him, shall proceed to prosecute the violators of this act as prescribed in other cases of misdemeanor.

SEC. 4. This act shall take effect from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 1, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXII.

TO CHANGE NAME OF CERTAIN STREET IN METSKER'S ADDITION TO CITY OF TOPEKA.

AN ACT to change the name of a certain street in Metsker's second addition to the city of Topeka, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That Locust street, in Metsker's second addition to the city of Topeka, be and the same is hereby changed to Lime street.

SEC. 2. This act to take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXIII.

NAME OF ST. JOHN COUNTY CHANGED TO LOGAN.

AN ACT to change the name of the county of St. John to Logan.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The name of the county of St. John is hereby changed to Logan.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXIV.

RELATING TO THE PRACTICE OF PHARMACY.

AN ACT amendatory of and supplemental to chapter one hundred and fifty of the Session Laws of 1885, being an act to prevent incompetent or unauthorized persons from engaging in the practice of pharmacy; also, to regulate the sale of poisons and proprietary medicines; to prevent and punish the adulteration of drugs, medicines, medical preparations and chemicals, and to create a board of pharmacy in the state of Kansas, and repeal the original sections two, four, five, six, nine and twelve of said chapter.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two of chapter one hundred and fifty of the session laws of 1885 be and the same is hereby amended so as to read as follows: Section 2. Immediately upon the passage of this act the governor shall appoint five reputable and practicing pharmacists, doing business within the state of Kansas. Said pharmacists so appointed shall constitute the board of pharmacy of the state of Kansas, and shall hold office as respectively designated in their appointments—two for the term of one year, two for the term of two years, and one for the term of three years respectively, as hereinafter provided, and until their successors have been duly appointed and qualified. The Kansas state pharmaceutical association shall annually nominate and certify to the governor the names of ten registered pharmacists, residents of the state of Kansas, and who are at that time actually engaged in the business of pharmacy, and have had ten years' practical experience in dispensing physicians' prescriptions, from which list the governor shall annually appoint one or more pharmacists to fill the vacancy annually occurring in said board. The term of office in said board shall be three years. In case of death, resignation, or removal from the state, of any member of the said board, or from a vacancy occurring from any cause, the governor shall fill the vacancy by appointing a registered pharmacist from the list last certified to him, to serve as a member of the board for the remainder of the term. It shall be the duty of the members of this board, after the receipt of notification of their appointment, to make and subscribe to an oath

Governor to appoint five pharmacists.

Term of office.

Successors to be appointed from persons nominated by state pharmaceutical association.

Vacancies, how filled.

Members to take oath.

properly and faithfully to discharge the duties of their office, and within thirty days thereafter meet and organize by the election of a president, secretary, and treasurer, to be selected from the members of the board. Officers of board.

SEC. 2. That section five of the act of 1885, to which this act is amendatory, shall read as follows: Sec. 5. Any person desiring to become a registered pharmacist under the provisions of this act shall, within ninety days after this act shall take effect, forward to said board his affidavit, properly sworn to before the clerk of the district court of the county where such person proposes to engage in the business, showing that such applicant was at the time of the taking effect of this act and ever since has been engaged in the business of preparing and dispensing medicines and physicians' prescriptions within the state of Kansas, and that he has had five years' experience in such business, two years of which experience shall have been in the state of Kansas as a clerk or proprietor; and such affidavit shall be accompanied with the clerk's certificate, showing that he is acquainted with the applicant, and knows him to be a person of good moral character and worthy of belief. And such applicant shall, in addition to such affidavit and certificate, present to said board the affidavit of two credible witnesses substantiating in each material particular the affidavit of such applicant, and in addition thereto showing that such applicant is not in the habit of using intoxicants as a beverage, which affidavits shall show the age, residence and occupation of such witnesses. The board of pharmacy, if satisfied with such proof, shall upon the presentation of such proof and upon receipt of a fee of two dollars register such applicant as a registered pharmacist, and shall thereupon issue to such applicant a certificate of registration, which certificate shall constantly be exposed conspicuously in the pharmacy to which it applies. Persons not availing themselves of the provisions of this section within the time specified may appear before said board for examination as provided by law. The board may register as registered pharmacists, without examination, graduates of recognized schools of pharmacy: *Provided*, Said board shall be satisfied with the moral fitness and sobriety of such graduates: *And provided further*, That all persons holding certificates by examination as registered pharmacists issued within two years prior to the taking effect of this act, shall be entitled to registration under this act, and at the end

Affidavit required of applicants to become registered pharmacists.

Five years' experience; two years in Kansas.

Clerk's certificate.

Substantiation of affidavit.

Applicant must not be in habit of using liquor as a beverage.

Fee for registration.

Examination of applicants.

Graduates of recognized schools.

Relating to certificates issued prior to taking effect of this act.

of sixty days after the taking effect of this act any certificate issued before this act took effect shall be no longer of any validity.

SEC. 3. That section nine of the act of which this is amendatory shall be and the same is hereby amended so as to read as follows: Section 9. Said board of pharmacy shall meet at least once in three months, in at least four different parts of the state, in each year, to perform the duties required by this act. The members of the board shall receive the sum of three dollars for each day engaged, together with actual traveling expenses, in the performance of the duties required of them by law, except the secretary, who shall receive the sum of six hundred dollars per year, together with all necessary traveling expenses, all to be paid from the treasury of the Kansas board of pharmacy. All fees collected under the provisions of this act shall be paid over at once to the treasurer of said board, and there to be held in trust for the payment of the expenses of said board. And the treasurer of said board shall give such bond from time to time as the board may direct.

Board shall meet when and where.

Compensation of board.

Disposition of fees.

Treasurer to give bond.

SEC. 4. That section twelve of said act, to which this is amendatory, be and the same is hereby amended so as to read as follows: Section 12. Pharmacists registered as herein provided shall have the right to keep and sell, under such restrictions as herein provided, all medicines and poisons authorized by the National, American, or United States dispensatory pharmacopœia, as of recognized medicinal utility: *Provided*, That nothing herein contained shall be construed so as to shield an apothecary or pharmacist who violates or in anywise abuses this trust for the legitimate and actual necessities of medicines, from the utmost rigor of the law relating to the sale of intoxicating liquors; and upon conviction of any violation of the prohibitory liquor law his name shall be stricken from the register. It shall be unlawful for any person, on and after the passage of this act, to retail any articles enumerated in schedules A, B, C, except as follows:

Pharmacists may sell poisons as restricted.

Not relieved from the rigor of the prohibitory law.

Penalty for violating same.

SCHEDULE A.

Schedule.

Arsenic and its preparations, corrosive sublimate, white precipitate, red precipitate, biniodide of mercury, cyanide of potassium, hydro-cyanic acid, chloroform, strychnine, morphine, and all other poisonous, vegetable alkaloids and their salts, essential oil of bitter almonds, opium and its prepara-

tions, except paragoric and other preparations of opium containing less than two grains to the ounce.

SCHEDULE B.

Schedule. Aconite, belladonna, colchicum, conium, nux vomica, henbane, cantharides, creosote, digitalis, and their pharmaceutical preparations, croton oil, chloral hydrate, sulphate of zinc, sugar of lead, mineral acids, carbolic acid, oxalic acid, and all other virulent poisons.

SCHEDULE C.

Oil of savin, oil of tansy, ergot and its preparations, cotton root and its preparations, and all other active emenagogues or abortives.

Articles in schedule A and B to be labeled "Poison." Articles enumerated in schedules A and B shall not be sold without distinctly labeling the box, vessel or paper in which the said poison is contained, and also the outside wrapper or cover, with the name of the article, the word "Poison," and the name and place of business of the seller. Nor shall it be lawful for any person to sell or deliver any poison enumerated in schedules A and B, unless upon due inquiry it be found that the purchaser is aware of its poisonous character, and represents that it is to be used for a legitimate purpose; nor shall it be lawful for any proprietor or owner of any drug store or pharmacy, or any registered pharmacist, to sell or deliver any articles included in the schedules A and B, without, before delivering the same to the purchaser, causing an entry to be made in a book kept for that purpose, stating the date of sale, the article sold, the quantity thereof, the purpose for which it is represented by the purchaser to be required, the name of the dispenser, and the name and address of the purchaser, signed by himself; such book to be always open for inspection by the proper authorities, and to be preserved for at least five years. No articles enumerated in schedule C shall be sold except on the prescription of a legally qualified physician. The provisions of this section shall not apply to the sales of poisons to practicing physicians and photographers, and to the dispensing of poisons in not unusual doses or quantities upon the prescriptions of licensed practitioners of medicine. All prescriptions of practicing physicians shall be retained by the dispenser. Any person procuring from any pharmacist articles enumerated in schedules A, B and C, under fraudulent representations, shall be deemed guilty of a misdemeanor, and

Purchaser to be informed of their poisonous character.

Record to be made before delivery to purchaser.

Purchaser to sign record.

Record always open.

Articles in C to be sold only on prescription.

Provisions shall not apply, when.

Prescriptions to be preserved.

Penalty for procuring articles enumerated, by fraud.

be liable to a fine of not less than twenty-five nor more than one hundred dollars.

Registered assistant pharmacists, examination.

SEC. 5. Any person who may desire a certificate as a registered assistant pharmacist shall apply to the board of pharmacy for examination, and shall pay to the secretary of said board the sum of three dollars. If the board find he has had two years' experience in a drug store or pharmacy where physicians' prescriptions were compounded and dispensed, and is otherwise duly qualified, they shall duly register him and issue him a certificate as a registered assistant pharmacist. In case of failure to pass a satisfactory examination, a second examination shall be granted him at any meeting of the board within six months, without further payment. No registered assistant pharmacist shall open or conduct a pharmacy on his own account, or be granted a certificate as registered pharmacist, until he shall have passed an examination as herein provided.

Two years' experience and other qualifications.

Second examination.

Assistant not to conduct a pharmacy on his own account.

Relating to employment and privileges of apprentices.

SEC. 6. Nothing in this act, or of the act of which this is supplemental and amendatory, shall be so construed as to prohibit the employment in any pharmacy of an apprentice for the purpose of being instructed in the practice of pharmacy; but such apprentice shall not be permitted to prepare and dispense physicians' prescriptions, or to sell or furnish poisons, except in the presence of and under the supervision of a registered pharmacist, or a registered assistant pharmacist.

Board to investigate complaints and report to county attorney.

SEC. 7. It shall be the duty of the state board of pharmacy to investigate all complaints of disregard, non-compliance with or violations of the provisions of this act, and the act to which this is supplemental and amendatory, and to bring all such cases to the notice of the county attorney of the county where such person is doing business; and it shall be the duty of such county attorney to diligently prosecute to effect any such violation.

County attorney to prosecute.

Board to report to governor, when.

SEC. 8. Said state board of pharmacy shall, on or before the 10th day of January of each year, make an annual report to the governor of its proceedings for the preceding calendar year, together with an account of all moneys received and disbursed by them in pursuance of this act.

Secretary to issue certificates.

SEC. 9. The secretary of the state board of pharmacy shall, on the application of any party, issue to such applicant a certificate or statement showing that the person named in the application is a registered pharmacist, a registered assistant

pharmacist, or neither, as the case may be. The secretary shall be entitled to and receive a fee of twenty-five cents for each such certificate or statement which he may issue, such fee to accompany the application. Fee for same.

SEC. 10. Original sections two, four, five, six, nine and twelve of chapter one hundred and fifty of the session laws of 1885 are hereby repealed. Repealing former sections.

SEC. 11. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXV.

TO PROHIBIT POOLING BY GRAIN AND STOCK DEALERS.

AN ACT to prohibit grain dealers, partnerships, companies, corporations or associations from combining or entering into any agreement or contract to pool or fix the price to be paid for grain, hogs, cattle, or stock of any kind whatever, and to provide punishment for violations of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That it shall be unlawful for any grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any other person or persons, partnership, company, corporation or association, to enter into any agreement, contract or combination with any other grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any other person or persons, partnership, company, corporation or association, for the pooling of prices of different and competing dealers and buyers, or to divide between them the aggregate or net proceeds of the earnings of such dealers and buyers, or any portion thereof, or for fixing the price which any grain dealer or grain dealers, partnerships, company, corporation or association of grain Unlawful for grain dealers or others to enter into combination to pool prices of different and competing dealers. Or divide net proceeds. Or fix the prices to be paid for grain or stock.

dealers, or any other person or persons, partnership, company, corporation or association, shall pay for grain, hogs, cattle, or stock of any kind or nature whatever; and in case of any agreement, contract or combination for such pooling of prices of different and competing dealers and buyers, or to divide between them the aggregate or net proceeds of the earnings of such dealers and buyers, or any portion thereof, or for fixing the price which any grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any other person or persons, partnership, company, corporation or association, shall pay for grain, hogs, cattle, or stock of any kind or nature whatever, each day of its continuance shall be deemed a separate offense.

Each day's continuance of pool a separate offense.

Penalty for pooling.

SEC. 2. That in case any grain dealer or dealers, partnership, company, corporation or association of grain dealers, or any person or persons, partnership, company, corporation or association subject to the provisions of this act, shall do or cause to be done, or permit to be done, any act, matter or thing in this act prohibited or declared to be unlawful, or shall omit to do any act, matter or thing in this act required to be done, such grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any other person or persons, partnership, company, corporation or association, shall be liable to the person or persons injured thereby, to the full amount of damages sustained in consequence of any such violation of the provisions of this act, together with a reasonable counsel or attorney's fee, to be fixed by the court in every case of recovery, which attorney's fee shall be taxed and collected as a part of the costs in the case; and in any such action brought for the recovery of damages the court before whom the same shall be pending may compel any grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any person or persons, partnership, company, corporation or association subject to the provisions of this act, or any director, officer, receiver, trustee, agent, employé, or clerk of them or either of them, defendant in such suit, to attend, appear and testify in such case, and may compel the production of the books and papers of such grain dealer or grain dealers, partnership, company, corporation or association of grain dealers, or any other person or persons, partnership, company, corporation or association party to such suit. The claim that any such testimony

Damages to be paid injured party.

Attorney's fee taxed as costs.

Court may compel grain dealers, &c., their agents and employers, to appear, testify, and produce books.

or evidence may tend to criminate the person giving such evidence shall not excuse such witness from testifying, but such evidence or testimony shall not be used against such person in the trial of any criminal proceeding.

Violation of this act a misdemeanor.

SEC. 3. That any grain dealer or grain dealers, partnership, company, or corporation or association of grain dealers, or any other person or persons, partnership, company, corporation, or association subject to the provisions of this act, or any director, officer, or any receiver, trustee, clerk, or lessee or agent, or person acting for or employed by them, or either of them, who alone or with any other partnership, company, corporation, association, person or party, shall willfully do or cause to be done, or shall willfully suffer or permit to be done any act, matter or thing in this act prohibited or declared to be unlawful, or who shall aid or abet therein, or shall willfully omit or fail to do any act, matter or thing in this act required to be done, or shall cause or willingly suffer or permit any act, matter or thing so directed or required by this act to be done, not to be so done, or shall aid or abet such omission or failure, or shall be guilty of any infraction of this act, or shall aid or abet therein, shall be deemed guilty of a misdemeanor, and shall upon conviction thereof be fined in any sum not exceeding one thousand dollars, or imprisonment in the jail of the county not exceeding six months, or both, in the discretion of the court; and shall moreover be liable to the suit of the party injured or damaged.

Punished by fine or imprisonment.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXVI.

PRICE RAID CLAIMS.

HOUSE JOINT RESOLUTION No. 7, for the appointment of a commissioner to examine and audit Price raid claims, and making appropriation therefor.

Resolved by the House of Representatives, the Senate concurring therein:

Governor to appoint commissioner.

That the governor shall appoint a suitable person as auditing commissioner, who shall report to the legislature at its

Report to be made, when.

next regular or extra session a full and complete statement in detail of all the Price raid claims which are unpaid and which have been audited and allowed by any commission heretofore appointed by authority of the legislature of Kansas and upon which union military scrip has been heretofore issued, and also all claims not heretofore audited which may be presented to

Report to set forth in detail number, amount and character of claim.

him. Such statement shall set forth in detail the number of claims, the amount of the principal upon each, and shall audit and state the character of each claim and the class to which each belongs, and whether for services in the militia or employés in the militia service, or material, supplies or transportation furnished, property lost in action, property taken or destroyed by federal troops or Kansas militia, or for property

Shall state for what each piece of scrip was issued, and to whom the claim is now payable.

taken, injured, destroyed or damaged by the enemy. Such statement shall also state the aggregate amount of each class of claims, for what each piece of scrip was issued, the name of each claimant and to whom each claim is now payable, and

Shall state amount received from general government.

by whom the same is owned. Such statement shall also show the aggregate amount of money heretofore allowed by the general government to this state on account of the liabilities incurred for all war purposes, including resistance of invasion and suppressing Indian hostilities, and showing in what manner the state disposed of such funds; also the amount yet due from

Amount due on all union military scrip.

the federal government to the state for such purposes. Such statement shall also set forth the aggregate amount due upon all such union military scrip. All of the information aforesaid to be given in as full, particular and ample a manner as in the power of said commissioner to give. Said auditing com-

missioner shall prepare said statement at an expense not to exceed two thousand dollars. When said statement is complete it shall be certified to and filed in the office of the auditor of state, and it shall be the duty of said auditor to have three hundred copies of said statement printed and provided for the use of the legislature at its next session. Said auditing commissioner is also directed to ascertain what claims are likely to be assumed and paid by the United States government, and report the amount of these claims. He is also directed to ascertain what, if any, claims audited by previous commissions and for which union military scrip has been issued, were audited as for property destroyed or damaged or taken by the enemy, when in fact such claims were for materials or supplies furnished the militia or volunteers, or for property lost in action by soldiers or civilians employed in the militia service. Said auditing commissioner shall subscribe to the usual oath of office to faithfully discharge his duties, shall have power to administer oaths, to send for persons and papers when in his judgment it is necessary to substantiate or reject any claim, and also to reduce or reject claims found to be excessive or fraudulent. Said commissioner shall receive for his services the sum of five dollars per day, time actually employed, and actual expenses when going to and from Topeka on business connected with his office. The executive council are hereby directed to furnish a suitable office in the state house for the use of said auditing commissioner, and to furnish the same, together with such books, stationery and postage as he may require for the proper performance of his duties. The work of said commissioner shall be under the direction of the governor.

Salary and expenses of commissioner.

Report to be filed with auditor.

Three hundred copies to be printed.

Report as to claims to be paid by U. S.

Claims wrongfully audited as damage claims.

Commissioner to take oath.

Power to reduce or report claims and administer oaths.

Per diem and expenses.

Executive council to furnish office, books, stationery, etc.

For the purpose of carrying out the provisions of this joint resolution the sum of two thousand dollars, or so much thereof as shall be necessary, is hereby appropriated out of any moneys in the state treasury not otherwise appropriated. And the auditor of state is hereby authorized and directed to draw his warrant upon the treasurer of state for the purposes and amounts therein named, itemized and approved by the governor.

Appropriation.

Auditor and treasurer to draw and pay warrants.

This joint resolution shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXVII.

EXECUTIONS.

AN ACT to amend and repeal section four hundred and forty-eight of chapter eighty of the General Statutes of 1868, being an act entitled "An act to establish a code of civil procedure."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section four hundred and forty-eight of chapter eighty of the general statutes of 1868 be amended so as to read as follows: Section 448. The officer to whom a writ of execution is delivered, shall proceed immediately to levy the same upon the goods and chattels of the debtor; but if no goods and chattels can be found, the officer shall indorse on the writ of execution, "No goods," and forthwith levy the writ of execution upon the lands and tenements of the debtor which may be liable to satisfy the judgment; and if any of the lands and tenements of the debtor which may be liable shall be incumbered by mortgage or any other lien or liens, such lands and tenements may be levied upon and appraised and sold, subject to such lien or liens, which shall be stated in the appraisement.

SEC. 2. Original section four hundred and forty-eight of chapter eighty of the general statutes of 1868 is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXVIII.

RELATING TO INFORMATIONS.

AN ACT in relation to procedure criminal, and amendatory of section sixty-seven of chapter eighty-two of the General Statutes of 1868, and section two of chapter 117 of the Session Laws of 1871.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section sixty-seven of chapter eighty-two of the general statutes of 1868 be amended so as to read as follows: Section 67. Informations may be filed during term-time or in vacation in any court having jurisdiction of the offense specified therein, by the prosecuting attorney of the proper county as informant. He shall subscribe his name thereto, and indorse thereon the names of the witnesses known to him at the time of filing the same. He shall also indorse thereon the names of such other witnesses as may afterward become known to him, at such times before the trial as the court may by rule or otherwise prescribe. All informations shall be verified by the oath of the prosecuting attorney, complainant, or some other person.

SEC. 2. That section two of chapter one hundred and seventeen of the session laws of 1871 be amended to read as follows: Section 69. No information shall be filed against any person for any felony until such person shall have had a preliminary examination therefor as provided by law, before a justice of the peace or other examining magistrate or officer, unless such person shall waive his right to such examination: *Provided, however,* That informations may be filed without such examination against fugitives from justice, and in misdemeanor cases not cognizable before justices of the peace. Where proceedings are commenced originally by information in the district court, the clerk of the court, during vacation, shall issue a warrant, naming the offense charged to have been committed, and the county in which it was committed, and requiring the officer to whom it shall be directed forthwith to take the person accused and bring him before the judge or the clerk of said court to be admitted to bail for his appearance at the next term of the court to be held in said county.

In case the defendant should fail to give bond for such appearance, in such sum as in the opinion of the judge or the clerk will secure the appearance of the person charged with the offense at the court where such person is to be tried, the prisoner shall be committed for trial, and there shall be indorsed upon the order of commitment the sum in which bail is required.

SEC. 3. Section sixty-seven of chapter eighty-two of the general statutes of 1868, and section two of chapter one hundred and seventeen of the session laws of 1871, are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXIX.

TO PROTECT PERSONS ENGAGED IN CONSTRUCTION OF PUBLIC IMPROVEMENTS.

AN ACT to protect mechanics, laborers, and persons furnishing material for the construction of public buildings and making public improvements.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That whenever any public officer shall, under the laws of the state, enter into contract in any sum exceeding one hundred dollars, with any person or persons, for the purpose of making any public improvements, or constructing any public building or making repairs on the same, such officer shall take from the party contracted with a bond with good and sufficient sureties to the state of Kansas, in a sum not less than the sum total in the contract, conditioned that such contractor or contractors shall pay all indebtedness incurred for labor or material furnished in the construction of

said public building or in making said public improvements.

SEC. 2. That such bond shall be filed in the office of the clerk of the district court of the county in which such public improvement is to be made or such public building is to be erected; and any person to whom there is due any sum for labor or material furnished, as stated in section one of this act, or his assigns, may bring an action on said bond for the recovery of said indebtedness: *Provided*, That no action shall be brought on said bond after six months from the completion of said public improvements or public buildings.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXX.

TO PROVIDE FOR THE PAYMENT OF LOSSES BY INVASION OF GUERRILLAS.

AN ACT to provide for the assumption and payment of claims for losses sustained by citizens of the State of Kansas by the invasion of the State by bands of guerrillas and marauders during the years 1861, 1862, 1863, 1864, and 1865.

Whereas, Certain counties in the eastern portion of the state of Kansas were invaded at various times during the years 1861, 1862, 1863, 1864, and 1865, by bands of guerrillas and marauders, and many lives were destroyed, at a time when almost the entire adult male population of such counties was absent in the military service of the nation; and Preamble.

Whereas, The people of this great commonwealth are now well able to do justice to those whose property was thus destroyed, looking to the general government for reimbursement; and

Whereas, The commissioners appointed under an act of the

legislature of the state of Kansas entitled "An act to provide for the appointment of a commission to examine and certify the amount of losses of citizens of the state of Kansas by the invasion of bands of guerrillas and marauders during the years eighteen hundred and sixty-one, eighteen hundred and sixty-two, eighteen hundred and sixty-three, eighteen hundred and sixty-four and eighteen hundred and sixty-five," approved February 27th, 1875, having investigated and allowed and certified claims for losses sustained to the amount of eight hundred and eighty-two thousand three hundred and ninety and eleven cents: therefore,

Be it enacted by the Legislature of the State of Kansas:

State assumes payment.

SECTION 1. That the state of Kansas shall and does hereby assume the payment of the claims for losses which were examined and certified by the commissioners appointed under an act entitled "An act to provide for the appointment of a commission to examine and certify the amount of losses of citizens of the state of Kansas by the invasion of bands of guerrillas and marauders during the years 1861, 1862, 1863, 1864, and 1865," approved February 27, 1875, to the amount and extent hereinafter stated, and no further, to wit: Claims for the sum of one thousand dollars, or less, in full; and claims for sums greater than one thousand dollars, twenty-five per cent. of any amount greater than one thousand dollars: *Provided*, That not more than one thousand five hundred dollars shall be paid on any one claim: *Provided further*, That no claim shall be paid under the provisions of this act except to the original claimant, his or her legal heir or heirs.

Claims of $1,000 and less in full.

Not more than $1,500 on any claim.

To original claimant only.

Original report of commission conclusive.

SEC. 2. The official report of said commissioners heretofore filed in the office of the secretary of state shall be held final and conclusive as to the amounts of losses sustained by persons, firms, companies, and corporations; and the secretary of state is hereby authorized and required, immediately upon the taking effect of this act, to transmit to the state auditor a certified copy of the report of said commissioners. It shall be the duty of the state auditor, upon the receipt of such certified report, to prepare a new list and schedule of such claims, in which he shall state in separate columns the names of such claimants, the amounts of their losses as reported by the commissioners, and the amounts thereof assumed by the state of Kansas under the provisions of this act.

Auditor to make list and schedule of claims.

SEC. 3. The auditor of state shall issue on demand to each claimant, or his heirs or legal representatives, certificates of indebtedness bearing interest at four per cent. per annum from July 1st, 1887, for the amount of his claim as assumed, which said certificate shall be payable as follows: Ten per cent. in amount of such claims as assumed, on the first day of February, A. D. 1890; ten per cent. on the first day of February, A. D. 1891; ten per cent. on the first day of February, A. D. 1892; ten cent. on the first day of February, A. D. 1893; ten per cent. on the first day of February, A. D. 1894; ten per cent. on the first day of February, A. D. 1895; ten per cent. on the first day of February, A. D. 1896; ten per cent. on the first day of February, A. D. 1897; ten per cent. on the first day of February, A. D. 1898; ten per cent. on the first day of February, A. D. 1899: *Provided*, That where certificates of loss were issued to a firm or partnership, settlement shall be made under this act, to the individual members thereof, or their heirs, in proportion to the interest each had in such firm or partnership: *And provided further*, That the legislature in making the levy for the different claims shall make such levy as part of the current expenses of the state for the ten years herein enumerated.

Auditor to issue certificate of indebtedness.

When payable.

Certificates of firms, how adjusted.

Levy by legislature.

SEC. 4. Before the auditor of state shall execute or issue any certificate of indebtedness as provided by section three of this act, he shall require satisfactory proof by affidavit to be made and filed in his office that neither the claimant nor his heirs or legal representatives have ever received any compensation whatever, either directly or indirectly, from the United States, or from any other source, for or on account of such claims, and that said claimant will not directly or indirectly pay or cause to be paid any portion of the money by him to be received upon the certificate of indebtedness to any person or persons as a fee or commission in securing the same.

Affidavit to be filed before certificates are issued.

SEC. 5. No warrant upon the treasury, or certificates of indebtedness, shall be issued or delivered to any person under the provisions of this act, unless such person shall make and file with the state auditor his receipt in full for all claims against the state of Kansas for or on account of losses sustained by him by the invasion of the state by bands of guerrillas and marauders, as examined and certified by the commissioners appointed under an act entitled "An act to provide for the appointment of a commission to examine and certify the amount

No warrant or certificate to issue until receipt in full for claim is filed.

of losses of citizens of the state of Kansas by the invasion of bands of guerrillas and marauders during the years 1861, 1862, 1863, 1864, and 1865," approved February 27, 1875.

Auditor to keep record.

SEC. 6. The auditor of state shall keep in his office a full and accurate list of all certificates of indebtedness issued under the provisions of this act, and the dates and the amounts thereof, the dates when and the persons to whom they are payable. Such certificates of indebtedness shall be receivable in payment of all state taxes, except school taxes, levied for the year during which they are payable, and for all subsequent years, and shall be in form as follows:

Certificates receivable for state taxes.

STATE OF KANSAS.

CERTIFICATES OF AUDITED CLAIMS FOR RAID LOSSES.

Form of certificate.

This is to certify that ——— or his assigns is entitled to receive from the state of Kansas, on the — day of ———, A. D. 18–, the sum of ——— dollars, on a claim audited and assumed by the state of Kansas under the provisions of an act entitled "An act to provide for the payment of claims for the losses sustained by the citizens of the state of Kansas by the invasion of bands of guerrillas and marauders during the years 1861, 1862, 1863, 1864, and 1865."

This certificate will be received in payment of all state taxes, except school taxes, for the years ———, and for all subsequent years, and shall bear interest from July 1st, 1887, at the rate of four per cent. per annum, payable annually.

In testimony whereof, we have hereunto set our hands and the seal of the state of Kansas, this — day of ———, A. D. 188–.

Signed by governor and auditor.

Such certificates shall be signed by the governor and countersigned by the auditor, and shall be payable by the state treasurer out of any moneys in the state treasury appropriated for that purpose.

United States reimbursing, certificates to become due.

SEC. 7. Should the government of the United States at any time prior to the date at which the certificates of indebtedness under this act become due, reimburse the state for its assumption and payment of the said claims, then all of said certificates remaining unpaid shall become due and payable.

SEC. 8. This act shall be in full force and effect on and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXI.

RELATING TO THE CONSTRUCTION OF CONTINUOUS AND CONNECTED LINES.

AN ACT relating to the extension and construction of continuous and connected lines of railroad, and providing for the purchase or lease of railroad property, and the purchase or guaranty of railroad securities in certain cases.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Any railroad company existing under any of the laws of this state, or of the territory of Kansas, may construct and extend its line of railroad into or through any other state or territory, under such terms and regulations as may be prescribed by the laws of such state or territory; and any such railroad company, so existing under any of the laws of this state, or of the territory of Kansas, may purchase or lease the road, constructed or to be constructed, and other property of any railroad company existing under the laws of any other state or territory, with all rights, privileges and franchises thereto appertaining, or may buy the stock and bonds, or either, or guarantee the bonds and interest, or either, of any such company: *Provided, however,* That no purchase, lease or guaranty under this act shall be entered into unless the line of railroad so purchased or leased, or the bonds of which are guaranteed shall when constructed form a continuous line with the road of such Kansas company, either by direct connection therewith or through an intermediate line or lines constructed or to be constructed, which such Kansas company shall have the right, by contract or otherwise when completed, to use or operate, or the principal and interest of whose bonds it has guaranteed, or whose stock in whole or in part it has purchased.

May extend into or through any other state or territory.

May purchase or lease.

Road purchased or leased to form continuous line with Kansas company.

SEC. 2. This act shall not be construed as repealing any previous act, or as impairing any rights or privileges given or granted thereby; but all extensions, purchases, leases, or guarantees of the character set forth in section one of this act shall, if already made, upon the ratification thereof by the respective boards of directors of the contracting companies, have the same legal operation and validity to all intents and purposes

Shall not be construed as repealing any previous act.

as if this act had been in force at the time they and each of them were in fact made.

Railroad company making extensions under this act.

SEC. 3. Any railroad company making extensions or purchases under this act may, conformably to the laws of this state, issue stock or bonds, or mortgage its property or any part thereof, to such extent as may be necessary to meet the cost of such purchase or extensions.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 11, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXII.

TO AUTHORIZE THE CONSTRUCTION OF BRANCH LINES.

AN ACT in relation to railway corporations, and authorizing the construction of branch lines of railway.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Any railway corporation which has been heretofore or may be hereafter organized and incorporated under the laws of this state may construct branch railroads from points on its line to other points within this state: *Provided,* That before any such branch line shall be constructed, it must be authorized by persons holding or representing two-thirds of the capital stock of the railway company proposing to build such branch line, at a stockholders' meeting called for that purpose.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXIII.

RELATING TO THE VOTING OF AID TO RAILROADS.

AN ACT to amend an act entitled "An act to enable counties, townships and cities to aid in the construction of railroads, and to repeal section eight of chapter thirty-nine of the Laws of eighteen hundred and seventy-four," chapter one hundred and thirty-three, Laws of 1879, chapter one hundred and six, Laws of 1876, and chapter one hundred and forty-two, Session Laws of 1877.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of chapter one hundred and forty-two, session laws of 1877, is hereby amended so as to read as follows: Section 1. Whenever two-fifths of the resident tax-payers of any county, or two-fifths of the resident tax-payers of any municipal township, shall petition in writing to the board of county commissioners, or whenever two-fifths of the resident tax-payers of any incorporated city shall petition the mayor and council of such city, to submit to the qualified voters of such county, township, or city, a proposition to subscribe to the capital stock of, or to loan the credit of such county, township or city to, any railroad company constructing or proposing to construct a railroad through or into such county, township or city, the county commissioners for such county or township, or the mayor and council for such city, shall cause an election to be held to determine whether such subscription or loan shall be made: *Provided,* No county shall issue under the provisions of this act more than one hundred thousand dollars, and an additional five per cent. indebtedness of the assessed value of such county; and no township shall be allowed to issue more than fifteen thousand dollars, and five per cent. additional of the assessed value of the property of such township; and in no case shall the total amount of county, township and city aid to any railroad company exceed two thousand dollars per mile for each mile of railroad constructed in said county: *Provided further,* That a second election for the same purpose shall not be held unless upon a petition of a majority of the legal voters of such county, township, or city.

Two-fifths of tax-payers to petition for election.

Provided, no county shall issue more than.

Township shall not issue to exceed.

Whole amount not to exceed two thousand dollars per mile for each mile in the county.

Second election.

SEC. 2. Section one of chapter one hundred and forty-two, laws of eighteen hundred and seventy-seven, being amenda-

Sections repealed.

tory of chapter one hundred and seven, laws of eighteen hundred and seventy-six, and chapter ninety, laws of eighteen hundred and seventy, chapter one hundred and thirty-three, laws of eighteen hundred and seventy-nine, and chapter one hundred and six, laws of eighteen hundred and seventy-six, and section one, chapter one hundred and forty-two, session laws of eighteen hundred and seventy-seven, are hereby repealed: *Provided*, Nothing herein contained shall be construed to impair any rights accrued under the acts hereby repealed: *Provided*, That nothing in this act shall affect any aid voted or election pending at or prior to the time when this act goes into effect.

Before election shall be called, corporation or company seeking aid to give bond to pay expenses of election.

SEC. 3. That before an election shall be called in any county, township, or city, under the provisions of this or any similar law of this state to vote aid, to subscribe to the capital stock, or issue bonds to any railroad company proposing to construct a railroad into or through any such county, township, or city, a sum sufficient in the judgment of the county commissioners to secure and pay the expenses of such election shall be deposited with, or secured to such county commissioners by the railroad company sought to be benefited by such vote and election, which sum, or so much thereof as shall be necessary, shall be applied to pay the expenses of such election.

SEC. 4. This act shall take effect and be in force from and after July 1st, 1887, and after its publication in the statute book.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXIV.

CROSSINGS AND INTERSECTIONS.

AN ACT regulating the crossing and intersection of railroads.

Be it enacted by the Legislature of the State of Kansas:

Company desiring to cross track of another, to make application to railroad commissioners in writing.

SECTION 1. Any railroad company authorized to operate a railroad in this state, desiring to cross or unite its track with any other railroad upon the grounds of such other railway

corporation, shall make application in writing to the board of railroad commissioners, stating the place of crossing or intersection; whereupon the board of railroad commissioners shall fix a day for the hearing of such application, and notify the railway corporations interested, at which time, unless further time be granted by said board, the corporations interested shall be heard in regard to the necessity, place, manner and times of such crossing or connection; and upon such hearing either party, or the board, may call and examine witnesses in regard to the matter, and the board shall, after such hearing and a personal examination of the locality where a crossing or connection is desired, determine whether there is a necessity for such crossing, or not, and if so, the place thereof, whether it shall be over or under the existing railroad, or at grade, and in other respects the manner of such crossing, and the terms upon which the same shall be made and maintained: *Provided*, That no crossing shall be made through the yards or over the switches or side-tracks of any existing railroad, if a crossing can be effected at any other place that is practicable.

Crossing shall not be made through yards or over switches.

SEC. 2. If either party shall be dissatisfied with the terms and order made by said board of railroad commissioners, it may appeal to the district court of the county wherein such crossing or connection is sought to be made, in the same manner as appeals are allowed from a judgment of a justice of the peace to the district court; and said appeal, and all subsequent proceedings, shall only affect the amount of compensation, if any, and other terms of crossing fixed by said board, but shall not delay the making of said crossing or connection: *Provided*, The corporation desiring such crossing or connection shall deposit with the county treasurer of the county where crossing or connection is sought to be made, the amount of compensation, if any is fixed by said board of railroad commissioners, and shall execute and file with said board a bond of sufficient security, to be approved by any member of said board, to pay all damages and comply with all terms that may be adjudged by the district court.

If party is dissatisfied, may appeal.

Corporation desiring crossing.

SEC. 3. Any railroad company which shall violate or evade any of the provisions of this act shall forfeit for every such offense to the person, company or corporation refused [injured] thereby, three times the actual damages sustained by the party aggrieved.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXV.

CROSSINGS AND JUNCTIONS.

AN ACT in relation to railroad crossings and junctions at grade.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. When and in case two or more railroads crossing each other at a common grade shall, by a system of interlocking or automatic signals, or by any works or fixtures to be erected by them, render it safe for engines to pass over such crossings without stopping, and such interlocking or automatic signals or works or fixtures shall be approved by the board of railroad commissioners, then and in that case it is hereby made lawful for the engines and trains of such railroad or railroads to pass over such crossings without stopping, any law or the provisions of any law to the contrary notwithstanding; and all laws or provisions are hereby declared not to be applicable in such cases.

SEC. 2. When two or more railroads cross each other at a common grade, either of such railroads may apply to the board of railroad commissioners for permission to introduce upon both of said roads some system of interlocking or automatic signals or works or fixtures, rendering it safe for engines and trains to pass over such crossings without stopping; and it shall be the duty of said board of railroad commissioners, if the system of works and fixtures which it is proposed to erect by said company are in the opinion of the board sufficient and proper, to grant such permission.

SEC. 3. Any railroad company which has obtained permission to introduce a system of interlocking or automatic signals at its crossing at a common grade with any other railroad as provided in the last section, may, after thirty days' notice in writing to such other railroad company, introduce and erect such interlocking or automatic signals or fixtures; and if such railroad company after such notification refuses to join with the railroad company giving such notice in the construction of said works or fixtures, it shall be lawful for said first company to enter upon the right-of-way and tracks of such second company, in such manner as not to unnecessarily impede the operation of such road, and erect such works and fixtures, and may recover in an action at law from such second company one-half of the total cost of erecting and maintaining such interlocking or automatic signals or works or fixtures on both of said roads.

SEC. 4. This act shall take effect and be and remain in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXVI.

RELATING TO PURCHASE AND LEASE OF RAILROADS.

AN ACT to amend section one of chapter one hundred and thirty-four of the Laws of 1886, being "An act to amend section two of chapter ninety-two, Session Laws of 1870, being an act in relation to railroads."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section one of chapter one hundred and thirty-four of the laws of 1886, being an act entitled "An act to amend section two of chapter ninety-two, session laws of 1870, being an act in relation to railroads," approved February

19th, 1886, be and the same is hereby amended to read as follows: Sec. 2. Any railroad company of this state may sell or lease the whole or any part of its railroad and branches, constructed or to be constructed, or any interest therein, together with all the property, rights, privileges and franchises thereto pertaining, to any railroad company organized or existing under the laws of this state, or of any state or territory of the United States; and any railroad company organized under the laws of this state, or any state or territory of the United States, may aid any railroad company of this state in the construction of its road and branches by purchase of its stock and bonds, or any portion thereof, or by guaranteeing its bonds, or the interest thereon, or otherwise. Such purchase, sale or lease may be made, or guaranty entered into, or aid furnished, upon such terms and conditions as shall be agreed upon by the directors of the respective companies; but the same shall be approved or ratified by persons holding or representing two-thirds in amount of the capital stock of each of such companies respectively, at an annual stockholders' meeting, or at a special meeting of the stockholders called for that purpose, or by the approval in writing of two-thirds in interest of the stockholders of each company respectively: *Provided, however*, That no purchase, lease or guaranty under this act shall be entered into unless the line of railroad so purchased or leased, or whose stock or bonds are purchased, or the bonds of which are guaranteed, shall when constructed form a continuous line with the road of the company purchasing, leasing or guaranteeing, either by direct connection therewith, or through an intermediate line or lines constructed or to be constructed, which such company shall have the right by contract or otherwise when completed to use or operate, or the principal or interest of whose bonds it has guaranteed, or a majority of whose stocks it has purchased. Any railroad company of any state or territory which shall so purchase or lease a railroad or railroads in this state shall possess and enjoy within this state all the rights, powers, privileges and franchises conferred by the laws of this state upon a railroad corporation of this state: *Provided further*, That nothing in the foregoing provisions shall be held or construed as curtailing the right of this state, or of the counties and municipalities of this state through which such road or roads may be located, to levy and collect taxes upon the same, and the rolling stock thereof,

Railroad company may sell or lease to any other company organized within or without the state.

Company of this or other states may aid any company of this state by purchase or guaranty.

Said lease, purchase or guaranty to be ratified by stockholders.

Applies only to continuous lines of railroad, constructed or to be constructed.

Rights acquired by such purchase or lease.

Right reserved by state to levy taxes, etc.

pro rata, in conformity with the provisions of the laws of this state upon that subject; and the road or roads of this state so leased or purchased shall be subject to regulation and control by the laws of this state, in all respects the same as if such purchase, sale or lease had not taken place: *Provided, further*, That before any railroad corporation of any other state or territory shall be permitted to purchase or lease a railroad in this state, such corporation shall file with the secretary of state a true copy of its charter or articles of incorporation, together with a certified copy of a resolution of its board of directors authorizing service of process to be made upon any of its officers or agents in this state engaged in transacting its business, in the same manner as may be provided by law for the service of process upon railroad corporations of this state; and said resolution to further contain a stipulation that said company shall be and become subject to the provisions of this act. Upon the filing as aforesaid of a true copy of its charter and of such resolution, such foreign company shall be and become fully entitled to the benefits of this act: *Provided*, That no such foreign corporation so purchasing or leasing under this act, which may be sued or impleaded in any of the courts of this state upon any contract made or executed in this state, or to be performed in this state, or for any act or omission, public or private, arising, originating, or happening in this state, shall have the right to remove any such cause from said state court into any of the federal courts held or sitting in this state on the ground that such corporation is a non-resident of this state; but as to such litigation and the jurisdiction of the courts in relation thereto it shall be deemed to be a domestic corporation of this state, and subject to the jurisdiction of its courts in all respects as if formally incorporated in this state. Any sale or lease, or any agreement to sell or lease, the whole or any part of a railroad or its branches in this state to any railroad company organized or existing under the laws of this state, or of any other state or states, heretofore executed by the proper officers of the companies, parties to such sale, lease or contract, may be ratified and made in all respects valid and binding by the assent of two-thirds of the directors of each of such companies, the same to be approved or ratified by two-thirds of the stockholders in the same manner as hereinbefore provided, upon condition that said foreign railroad corporation shall, within twelve months from the

Roads so leased or purchased remain under state control.

Before purchase or lease, copy of charter to be filed.

Directors must authorize service of process as on corporations of this state.

Removal of causes to federal courts prohibited.

Corporations purchasing or leasing, held as state corporations.

Purchases or leases heretofore made valid by assent of the directors of both companies, on condition.

taking effect of this act, comply with its provisions and become subject thereto. Upon such ratification by such directors, and compliance with this act by such foreign corporation, such sale or lease heretofore executed shall become in all respects valid and binding from the date of execution.

Repealing.

SEC. 2. That section one of said chapter one hundred and thirty-four of the session laws of 1886 be and the same is hereby repealed.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXVII.

CITY OF LYONS TO DELIVER BONDS TO KANSAS MIDLAND RAILWAY COMPANY.

AN ACT to enable the city of Lyons, in Rice county, Kansas, to deliver bonds voted in aid of the Kansas Midland Railway Company.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the special election held in the city of Lyons, Rice county, Kansas, on the 16th day of August, 1886, to vote aid to the Kansas Midland railway company in the sum of thirty-five thousand dollars, is hereby declared legal in all respects, and the proper authorities of said city are hereby authorized and empowered to deliver to said railway company the bonds of said city in said amount, when said railway company shall fully comply with the terms and conditions of the proposition so voted on, on said date.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXVIII.

CHEROKEE TOWNSHIP, MONTGOMERY COUNTY, TO CONTRACT WITH DENVER, MEMPHIS & ATLANTIC RAILROAD COMPANY.

AN ACT authorizing the Trustee of the township of Cherokee, in Montgomery county, to enter into a certain contract with the Denver, Memphis & Atlantic Railway corporation, and to dispose of certain bonds therein mentioned.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township board of the township of Cherokee, in Montgomery county, upon petition in writing, signed by a majority of the legal voters of said township, be and is hereby authorized and empowered for and on behalf of said township to enter into a contract with the Denver, Memphis & Atlantic railway corporation, by which said railway corporation shall be released from its obligation to construct in said township and maintain therein for a period of four years a certain wagon bridge and the approaches thereto, upon its transfer and delivery to said township of three thousand dollars of the bonds heretofore voted in aid of said railway corporation by said township.

SEC. 2. That the total number of votes cast at the last general election in said township shall be deemed the total number of voters of said township for the purposes of this act.

SEC. 3. That the bonds of said township mentioned in the first section of this act, upon the transfer and delivery thereof to the township board of said township, shall be by said board canceled, or sold when ordered to do so by a vote of the electors of said township; and if ordered sold, the money arising from such sale shall be paid into the bridge fund of said township.

taking effect of this act, comply with its provisions and become subject thereto. Upon such ratification by such directors, and compliance with this act by such foreign corporation, such sale or lease heretofore executed shall become in all respects valid and binding from the date of execution.

Repealing.

SEC. 2. That section one of said chapter one hundred and thirty-four of the session laws of 1886 be and the same is hereby repealed.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXVII.

CITY OF LYONS TO DELIVER BONDS TO KANSAS MIDLAND RAILWAY COMPANY.

AN ACT to enable the city of Lyons, in Rice county, Kansas, to deliver bonds voted in aid of the Kansas Midland Railway Company.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the special election held in the city of Lyons, Rice county, Kansas, on the 16th day of August, 1886, to vote aid to the Kansas Midland railway company in the sum of thirty-five thousand dollars, is hereby declared legal in all respects, and the proper authorities of said city are hereby authorized and empowered to deliver to said railway company the bonds of said city in said amount, when said railway company shall fully comply with the terms and conditions of the proposition so voted on, on said date.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXVIII.

CHEROKEE TOWNSHIP, MONTGOMERY COUNTY, TO CONTRACT WITH DENVER, MEMPHIS & ATLANTIC RAILROAD COMPANY.

AN ACT authorizing the Trustee of the township of Cherokee, in Montgomery county, to enter into a certain contract with the Denver, Memphis & Atlantic Railway corporation, and to dispose of certain bonds therein mentioned.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township board of the township of Cherokee, in Montgomery county, upon petition in writing, signed by a majority of the legal voters of said township, be and is hereby authorized and empowered for and on behalf of said township to enter into a contract with the Denver, Memphis & Atlantic railway corporation, by which said railway corporation shall be released from its obligation to construct in said township and maintain therein for a period of four years a certain wagon bridge and the approaches thereto, upon its transfer and delivery to said township of three thousand dollars of the bonds heretofore voted in aid of said railway corporation by said township.

SEC. 2. That the total number of votes cast at the last general election in said township shall be deemed the total number of voters of said township for the purposes of this act.

SEC. 3. That the bonds of said township mentioned in the first section of this act, upon the transfer and delivery thereof to the township board of said township, shall be by said board canceled, or sold when ordered to do so by a vote of the electors of said township; and if ordered sold, the money arising from such sale shall be paid into the bridge fund of said township.

SEC. 4. This act shall take effect and be in force from and after its first publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CLXXXIX.

CITY OF WINFIELD TO AID DENVER, MEMPHIS & ATLANTIC RAILWAY COMPANY.

AN ACT to authorize the city of Winfield, Cowley county, Kansas, to vote aid to the Denver, Memphis & Atlantic Railway Company for the purpose of locating and maintaining shops and division headquarters at that city.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The city of Winfield, Cowley county, Kansas, is hereby authorized to issue its bonds in any amount not exceeding fifty thousand dollars, bearing interest not exceeding six per cent., payable at such time, place, and under such conditions as such city may direct, to the Denver, Memphis & Atlantic railway company, in consideration that such railway company will erect, establish, and forever maintain machine shops and repair shops and ends of division and division headquarters, at the said city of Winfield.

SEC. 2. No bonds shall be issued under the provisions of this act until the same shall be authorized by a majority of all the votes cast at an election held in said city for such purpose, which election shall be called, held and conducted in all respects as now provided by law for calling and holding elections in cities of the second class for the purpose of aiding in the construction of railroads.

SEC. 3. No bonds shall be issued under the provisions of this act until the necessary buildings for such shops shall have been erected and occupied for the purposes herein mentioned,

and the ends of division and division headquarters shall have been established at such city: *And provided further*, That such city shall have the right to issue such bonds upon such other conditions as such city may deem necessary to fully protect the interests of such city, all of which conditions shall be stated in the proposition submitted to the electors of such city at the election held for the purpose of taking the census [sense] of the voters of such city as to whether said city shall issue any bonds under the provisions of this act.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXC.

GRANT AND ERIE TOWNSHIPS TO SUBSCRIBE STOCK.

AN ACT to enable Grant and Erie townships, in Neosho county, to subscribe for stock in a certain railway company, and to issue bonds in payment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That Grant township, in Neosho county, having heretofore subscribed to the capital stock of certain railroad companies under the provisions of chapter one hundred and seven of the laws of eighteen hundred and seventy-six, and amendments thereto, is hereby authorized to subscribe to the capital stock of the Missouri, Kansas & Colorado railway company and issue bonds in payment thereof in any amount not exceeding the sum of twenty thousand dollars, subject to all the provisions and requirements of said act and amendments thereto, except that the limitations fixed by said chapter one hundred and seven and acts amendatory thereof as to the amount of stock to be subscribed and bonds to be issued shall

not apply to the subscription of stock or issue of any bonds under the provisions of this act.

SEC. 2. That Erie township, in Neosho county, having heretofore subscribed to the capital stock of a certain railroad company under the provisions of chapter one hundred and seven of the laws of eighteen hundred and seventy-six and amendments thereto, is hereby authorized to subscribe to the capital stock of the Chicago, Fort Scott & Texas, or any other railroad company, and issue bonds in payment thereof in any amount not exceeding the sum of twenty thousand dollars, subject to all the provisions and requirements of said act, except that limitations fixed by said chapter one hundred and seven as to the amount of stock to be subscribed and bonds to be issued shall not apply to the subscription of stock or issue of bonds under the provisions of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCI.

RIGHT-OF-WAY TO CHICAGO, KANSAS & NEBRASKA THROUGH TOWN OF HURON.

AN ACT granting right-of-way to the Chicago, Kansas & Nebraska Railway Company through First street, in the town of Huron, Atchison county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the right-of-way upon which to construct, maintain and operate a single-track railroad, with such turnouts, switches, side-tracks and second tracks as shall be essential and necessary to the transaction of the business of said company and the accommodation of the public, and the right to

use and run its engines, cars and trains upon the same, be and the said right-of-way is hereby granted to the Chicago, Kansas & Nebraska railway company, a corporation organized under the laws of the state of Kansas, through, upon and along that part of First street lying east of the Missouri Pacific railway company's right-of-way in the town of Huron, in Atchison county, Kansas, as shown by the plat of said town of Huron on file in the office of the register of deeds of Atchison county: *Provided*, Said Chicago, Kansas & Nebraska railway company shall build, equip and operate a railroad into and through the town of Huron, in Atchison county, and shall build, equip and maintain a depot and telegraph office by lease or otherwise, and forever continue to operate and maintain said railroad and depot and telegraph office: *Provided further*, That said railway company shall build, equip and operate said railroad, depot and telegraph office on or before the first day of August, 1888.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCII.

CENTER, BURR OAK AND BUFFALO TOWNSHIPS, JEWELL COUNTY, TO AID IN CONSTRUCTION OF RAILROADS.

AN ACT authorizing Center, Burr Oak and Buffalo townships, in Jewell county, State of Kansas, to aid in the construction of railroads.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The townships of Center, Burr Oak, and Buffalo, in Jewell county, state of Kansas, having heretofore subscribed to the capital stock of a certain railroad company under the provisions of chapter one hundred and seven of the

laws of eighteen hundred and seventy-six and amendments thereto, is hereby authorized to subscribe to the capital stock of any other railroad company and issue bonds in payment thereof, subject to all the requirements of said act, except that the amount of bonds issued or required to be issued in payment of all subscriptions shall not in the aggregate exceed such an amount as will require a tax of more than one per cent. per annum upon the taxable property in said townships to pay the annual interest thereon; and the limitation fixed by section one of said chapter one hundred and seven, and the amendments thereto, as to the amount of aid to be extended, shall not apply to bonds issued under the provisions of this act, if within the limitations herein provided: *Provided*, That in no instance shall the bonds voted exceed four thousand dollars per mile to any one railroad.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCIII.

ELLSWORTH TOWNSHIP, ELLSWORTH COUNTY, TO AID KANSAS MIDLAND RAILWAY COMPANY.

AN ACT enabling Ellsworth township, Ellsworth county, Kansas, to deliver bonds voted in aid of the construction of the Kansas Midland Railway.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the special election held in Ellsworth township, in Ellsworth county, Kansas, to vote aid to the Kansas Midland railway company, a railway corporation of the state of Kansas, on the 27th day of September, A. D. 1886, is hereby declared legal in all respects; and the county com-

missioners of Ellsworth county, Kansas, are hereby authorized and empowered to issue to the Kansas Midland railway company the sum of forty-four thousand dollars, as voted by said township, upon compliance by said company with all the terms and conditions of the proposition so submitted on said date to said township.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCIV.

CAWKER TOWNSHIP, MITCHELL COUNTY, TO AID IN CONSTRUCTION OF RAILROADS.

AN ACT authorizing Cawker township, county of Mitchell, State of Kansas, to aid in the construction of railroads.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The township of Cawker, county of Mitchell, state of Kansas, having heretofore subscribed to the capital stock of a certain railroad company, under the provisions of chapter one hundred and seven of the laws of eighteen hundred and seventy-six and amendments thereto, is hereby authorized to subscribe to the capital stock of any other railroad company, and issue bonds in payment thereof, subject to all the provisions and requirements of said act, except that the amount of bonds issued or required to be issued in payment of all subscriptions shall not in the aggregate exceed such an amount as will require a tax of more than one per cent. per annum upon the taxable property in said township to pay the annual interest thereon; and the limitations fixed by section one of said chapter one hundred and seven and the amendments thereto, as to the amount of aid to be extended,

shall not apply to bonds issued under the provisions of this act, if within the limitation herein provided: *But provided always*, That in no instance shall the bonds voted to any one railroad exceed the amount allowed by law for such municipality.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCV.

CITY OF ELLSWORTH TO SUBSCRIBE STOCK.

AN ACT to enable the city of Ellsworth, in Ellsworth county, to subscribe for stock in any railroad company, and to issue bonds in payment therefor.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The city of Ellsworth, in Ellsworth county, state of Kansas, having heretofore subscribed to the capital stock of a certain railroad company under the provisions of chapter one hundred and seven of the laws of 1876 and amendments thereto, is hereby authorized to subscribe to the capital stock of the same or any other railroad companies and issue bonds in payment thereof, subject to all the provisions and requirements of said act, except the amount of bonds issued or required to be issued in payment of all subscriptions shall not in the aggregate exceed such an amount as will require a levy of more than one per cent. upon the taxable property of said city of Ellsworth to pay the interest thereon; and the limitations fixed by said chapter one hundred and seven of the laws of 1876 as to the amount of aid to be extended, or by the limitations and restrictions in chapter sixty-seven of the session laws of 1886, shall not apply to bonds issued under

the provisions of this act, if within the limitations herein provided.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCVI.

JOHN A. WILLIAMS, ASSIGNEE OF A. S. STONE.

AN ACT for the relief of John A. Williams, assignee of A. S. Stone.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated to John A. Williams, assignee of A. S. Stone, the sum of thirty-four and four one-hundredths dollars—twenty-four and sixty-one hundredths being principal on land, and nine and forty-three hundredths dollars being interest from May 22d, 1879, to February 1st, 1887. The amount of the principal mentioned in this section to be paid out of the permanent school fund, and the amount of interest to be paid out of the annual school fund now in the treasury of the state of Kansas.

SEC. 2. The school fund commissioners are hereby authorized and directed to issue their warrants upon the state treasurer for the amounts specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 11, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCVII.

ELLA WOODS.

AN ACT for the relief of Ella Woods.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated to Ella Woods the sum of seventy-two and fifty-nine one-hundredths dollars, being principal on land, and eighteen and fifty-nine one-hundredths dollars, being interest from May 14, 1881, to February 1, 1887, being payment on the following-described school land, viz.: The northwest quarter of the southwest quarter of section sixteen, town five, range twenty-two, said land having been forfeited to the state of Kansas by said Ella Woods, and resold by said state of Kansas; the said amount of principal mentioned in this section to be paid out of the permanent school fund, and the amount of interest to be paid out of the annual school fund now in the treasury of the state of Kansas.

SEC. 2. The school fund commissioners are hereby authorized and directed to issue their warrants upon the state treasurer for the amount specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 11, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCVIII.

M. W. COFFMAN.

AN ACT for the relief of M. W. Coffman.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the state treasurer is hereby authorized and directed to allow and indorse a credit of one hundred and

forty-five dollars and fifty cents on the certificate and contract of purchase of the southwest quarter of the southwest quarter of section seventeen, in township thirteen south, of range three west of the sixth principal meridian, the same being state normal school lands, held by M. W. Coffman; said indorsement and credit to be made as of the date of said contract, and the same being for and on account of the condemnation and appropriation of a part of said tract of land by the Salina, Lincoln & Western railway company, prior to the purchase thereof by said M. W. Coffman.

SEC. 2. That this act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CXCIX.

DAVID H. DIX.

AN ACT for the relief of David H. Dix.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated out of any funds in the state treasury not otherwise appropriated, the sum of two hundred and forty-seven dollars to David H. Dix, for balance due for digging and drilling well for the state at the asylum for idiotic and imbecile you that Winfield, Kansas; and the auditor of state is hereby authorized to draw his warrant in favor of David H. Dix for said amount.

SEC. 2. This act shall take effect and be in force on and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CC.

C. S. BLAKE.

AN ACT for the relief of C. S. Blake.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated out of any money in the treasury belonging to the permanent school fund not otherwise appropriated, the sum of forty-eight dollars, being the amount wrongfully paid as first installment of purchase-money on the north half of northeast quarter, and northeast quarter of northwest quarter, and southeast quarter of northeast quarter, section thirty-six, township thirty-two south, of range twelve west, containing one hundred and sixty acres, in Barber county, Kansas.

SEC. 2. The commissioners of the school fund are hereby authorized and directed to issue their warrant on the state treasurer for the amount, and payable out of the funds as provided in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCI.

GEO. E. BARBER AND E. S. MOODY.

AN ACT for the relief of Geo. E. Barber and E. S. Moody.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated to Geo. E. Barber the sum of sixty-four dollars, being principal paid on

school lands, and nine dollars and ninety cents, being interest from November 11th, A. D. 1884, to February 1st, A. D. 1887.

SEC. 2. That there is hereby appropriated to E. S. Moody the sum of forty-five dollars, being principal paid on school lands, and fourteen dollars and ninety-five cents, being interest from April 29th, A. D. 1882, to February 1st, A. D. 1887.

SEC. 3. That the amount of principal mentioned in this act shall be paid out of the permanent school funds, and the amount of interest mentioned in this act shall be paid out of the annual school fund now in the treasury of the state of Kansas.

SEC. 4. The school fund commissioners are hereby authorized and directed to issue their warrants upon the state treasurer for the amounts specified in this act.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCII.

ROBERT CURLEY.

AN ACT for the relief of Robert Curley.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the sum of three hundred and fifty dollars be and the same is hereby appropriated out of any money in the state treasury not otherwise appropriated, to Robert Curley, for expenses incurred in the medical treatment and care of his daughter, Isabel Curley; said treatment and care being necessary on account of injuries received from a fall from the portico of the west wing of the capitol building on the first day of June, eighteen hundred and eighty-six.

SEC. 2. The auditor of state is hereby authorized to draw his warrant for the said sum of three hundred and fifty dollars upon the treasurer of state in favor of said Robert Curley: *Provided*, The said Robert Curley accepts the same as payment in full for all damages sustained by reason of the fall, and does thereby release the state from all future claims or liability.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCIII.

WILLIAM B. CHALLACOMBE.

AN ACT to refund to William B. Challacombe, from the State permanent school fund, certain money erroneously paid by him into said fund.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the state treasurer is hereby authorized to refund to William B. Challacombe, of Ness county, Kansas, from the state permanent school fund, ninety-six dollars, and interest thereon at the rate of six per cent. per annum, from May twenty-third, 1885, to the passage of this act: *Provided*, That payment of said sum by the state treasurer as aforesaid shall be a full settlement of all claims of the said William B. Challacombe against the state of Kansas on account of ninety-six dollars erroneously collected by the treasurer of Ness county, Kansas, May the twenty-third, 1885, from the said William B. Challacombe, as a part payment of the purchase-price of the following-described school land, situated in Ness county, Kansas, to wit: Northwest quarter of section thirty-six and the southwest quarter of section twenty-five of township eighteen south, of range twenty-five west.

SEC. 2. The board of school fund commissioners are hereby authorized to draw their warrant on the state treasurer in favor of William B. Challacombe, for the amount specified in the first section of this act.

SEC. 3. This act shall be in force and effect from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCIV.

W. J. BETHARD.

AN ACT for the relief of W. J. Bethard, purchaser of school lands, and to make appropriation for the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That there is hereby appropriated to W. J. Bethard the sum of forty-eight dollars, being principal on school lands, and six dollars and seventy-two cents, being interest from January 20, 1885, to January 20, 1887, the amount of principal mentioned in this section to be paid out of the permanent schools funds now in the treasury of the state of Kansas, and the amount of interest to be paid out of the annual school fund now in the treasury in the state of Kansas.

SEC. 2. The school fund commissioners are hereby authorized and directed to issue their warrants upon the state treasurer for the amount specified in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCV.

THOMAS DENNIS.

AN ACT making appropriations for the relief of Thomas Dennis.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the sum of one hundred and thirty-five dollars be and is hereby appropriated to Thomas Dennis, for the purpose of defraying expenses for furnishing material and performing labor in laying stone flagging for floors in the dining room and engine room of the deaf and dumb asylum at Olathe, Kansas.

SEC. 2. The auditor of state is hereby authorized to issue warrants upon the state treasurer for the payment of the amount appropriated.

SEC. 3. This act shall be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCVI.

REPRINTS OF THE SUPREME COURT REPORTS.

AN ACT relating to purchases of reprints of the Supreme Court Reports.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The secretary of state is hereby authorized and directed to purchase from George W. Crane such number of copies of the annotated reprints of the supreme court reports as may be necessary to keep up the exchange list of the state librarian, and supply the public officers and offices now by law entitled thereto.

SEC. 2. Such purchases shall be made in lots of not less than one hundred copies of each volume, at a price not to exceed two dollars per copy; which copies when purchased shall be turned over to the state librarian for distribution as now provided by law.

SEC. 3. For the purpose of paying for such purchases there is hereby appropriated out of the general fund the sum of two thousand dollars for the fiscal year ending June thirtieth, one thousand eight hundred and eighty-seven, and two thousand dollars for the fiscal year ending June thirtieth, one thousand eight hundred and eighty-eight; but no warrant shall be issued by the auditor until an itemized account is filed in his office, verified by affidavit, and approved by the secretary of state.

SEC. 4. This act shall take effect and be in force from and after its passage, and publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCVII.

REVENUE.

AN ACT to provide revenue for the fiscal years ending June 30th, 1888, and June 30th, 1889.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That for the purpose of raising revenue to defray the current expenses of the state government and to pay the interest on the bonds of the state, there is hereby levied and the proper officers shall collect a tax upon all property of the state subject to taxation, as follows: For current expenses for the fiscal year ending June 30th, 1888, three and one-half mills, and for the fiscal year ending June 30th, 1889, three and one-half mills; for the payment of interest, one-tenth of one mill on the dollar for each year.

SEC. 2. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CCVIII.

ROADS AND HIGHWAYS IN WASHINGTON COUNTY.

AN ACT to legalize certain roads and highways of Washington county, and making the record of such roads and of the plats and surveys thereof evidence of the validity of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all of the roads and highways of Washington county, Kansas, established and located by the board of county commissioners of said county prior to January 1, 1887, are hereby legalized, and that so much of the road record or record of roads, plats and surveys in the office of the county clerk of Washington county as contains a record of the road, surveys and plats of such county entered and recorded prior to the first day of January, eighteen hundred and eighty-seven, is hereby legalized; also, that said record, or properly certified copies of any portion of the same, shall henceforward be competent evidence in any court of the validity and existence of such roads and highways, just the same as if a record of the proper notices had been entered upon the journal of said commissioners, and all of the files and papers pertaining to roads of said county had been preserved and entered of record.

SEC. 2. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved February 11, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 12, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCIX.

ROADS IN ELLIS COUNTY.

AN ACT to legalize roads and highways in the county of Ellis, laid out and ordered to be opened prior to January 1st, 1884.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all public roads and highways in the county of Ellis which upon petition therefor have been, prior to January the first, eighteen hundred and eighty-four, ordered by the board of county commissioners of Ellis county to be opened for public travel, and have not been by proper order declared vacated, are hereby declared to be lawful public roads and highways to the same extent in all respects as if the records of the order of such board of county commissioners expressed a finding by such board that the petition for, and all preliminary proceedings in regard to laying out such road or highway, and the assessment of damages to land-owners, had been in every respect lawful, sufficient, regular and complete; and the order of such board directing such road or highway opened shall be *prima facie* evidence in all courts and places that all requirements of law antecedent to such final order have been fully and lawfully complied with, the same as if findings thereof had been by such board duly made and entered of record.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCX.

ROADS IN POTTAWATOMIE COUNTY.

AN ACT to legalize roads and highways in Pottawatomie county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all roads and highways in Pottawatomie county that were laid out and opened for travel prior to January 1st, 1887, be and the same are declared to be legal roads and highways, the same as if all the forms of the law had been complied with.

SEC. 2. This act shall be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXI.

ROADS AND HIGHWAYS IN MONTGOMERY COUNTY.

AN ACT legalizing certain roads and highways of Montgomery county, and making the record of such roads and of the plats and surveys thereof evidence of the validity of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all of the roads and highways of Montgomery county established and located by board of county commissioners of said county prior to the first day of January, A. D. eighteen hundred and eighty-seven, are hereby legalized; and that so much of the record of roads, plats and surveys in the office of the county clerk of said county as contains a record of such roads, plats and surveys, is hereby legalized;

also, that said record, or properly certified copies thereof, or of any part or portion of the same, shall henceforward be competent evidence in any court of the existence and validity of any such road, the same as though a record of the proper notices had been entered upon the journal of said board of county commissioners, and all of the files and papers pertaining to the roads of said county had been preserved and entered of record.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXII.

STERLING TOWNSHIP, RICE COUNTY, TO IMPROVE CERTAIN HIGHWAY.

AN ACT to authorize Sterling township, Rice county, to issue bonds to improve a certain highway.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the board of township officers of Sterling township, Rice county, are hereby empowered to issue bonds of said township in the sum of six thousand dollars or so much thereof as may be needed, to improve, fill, grade and put in thorough and durable repair a certain part of a public highway extending in a north-and-south direction from Broadway street, in the city of Sterling, and lying between the south line of the city of Sterling, in said township of Sterling, and the north line of Reno county. Such improvements shall be commenced within ninety days from the time of issuing bonds, as herein provided. That said bonds shall be issued in sums of not less than one hundred dollars each, made payable at a time not exceeding twenty years nor less than ten

years from the date of issue, the same bearing interest not exceeding the rate of seven per cent. per annum, payable semi-annually, on the first days of January and July of each year; and the first sale of said bonds shall not be made at less than ninety-five cents on the dollar.

SEC. 2. No bonds shall be issued under this act until authorized by a majority vote of the electors of the township, at a duly-called election, to be held for the purpose of voting upon the question of issuing said bonds; and such election shall be held in conformity with the general election laws of the state of Kansas. Said election to be called by the trustee of the township whenever one hundred legal voters in said township shall petition said trustee to call such an election for said purpose; and the election so called shall be held at a time not exceeding sixty days from the time of receiving such a petition; and said trustee, by means of five written or printed notices in public places in said Sterling township, and also by four consecutive publications in some weekly newspaper published in the city of Sterling, shall give notice of the time and place as named in the petition for such election, all of which notices shall express the purposes of the election as contained in this act, also the amount of proposed bonds to be issued, time they are to run, and rate of interest payable thereon. Each elector voting at such election shall have written or printed on his ballot, *For the road-improvement bonds*, or, *Against the road-improvement bonds;* and if a majority of the legal votes cast at such election read, *For* the road-improvement bonds, the said bonds shall be issued, and not otherwise.

SEC. 3. The board of township officers, consisting of trustee, clerk, and treasurer, are hereby given authority to expend the avails of said bonds as may be issued for the purposes mentioned in this act, and may, with due regard for economy and value, make contracts for service, material, supplies, superintendence and incidental expenses, in their discretion, as needed for the road improvements herein specified; and said board shall cause to be published in some newspaper in the city of Sterling a full monthly itemized account of expenditures made upon authority of this act while such improvement is in progress, which monthly statements together shall account for all money expended upon authority hereby conferred.

SEC. 4. The board of county commissioners shall levy an-

nually such a per cent. on all the taxable property of said township of Sterling as will meet the interest on all bonds issued in pursuance of this act, as the same shall accrue, and in like manner provide a sufficient sinking fund for the payment of the principal of said bonds. The bonds issued by authority of this act shall be signed by the trustee, treasurer and clerk of said Sterling township, and be registered by the clerk thereof, and by the county clerk of said county, in books kept in his office for such purposes.

SEC. 5. This act shall take effect and be in force from and after publication in the official state paper.

Approved March 2, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXIII.

HIGHWAYS IN LABETTE COUNTY.

AN ACT relating to public highways in the county of Labette.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all laws or parts of laws providing that sections lines in the county of Labette shall be highways, be and the same are hereby repealed: *Provided*, That this act shall not apply in cases where proceedings have been had or are now pending to open such section-line highways.

SEC. 2. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXIV.

IMPROVEMENT OF COUNTY ROADS.

AN ACT providing for the improvement of county roads.

Be it enacted by the Legislature of the State of Kansas:

Majority of resident land-owners petition for improvement of road.

SECTION 1. That whenever a majority of the resident land-holders within one-half mile on either side along the line of any regularly laid out road within the terminal points mentioned in the petition shall petition the board of county commissioners of any county in this state for the improvement of any road as located, or any part thereof, it is hereby made the duty of such county commissioners to cause the same to be improved, as hereinafter provided.

Petition shall state what.

SEC. 2. Such petition shall state: First, the name of the road, any part of which is sought to be improved; second, the points between which said improvements are to be made; third, the kind of improvements prayed for; and fourth, the time for which assessments in payment thereof are to be made, not to exceed five years.

County commissioners shall cause survey and estimate of cost.

SEC. 3. Upon receipt of such petition the said county board shall immediately cause an accurate survey of such roads to be made by the county surveyor, with a careful estimate of the cost of such improvement with specifications for the improvement of the same, together with a map showing the several tracts of land within one-half mile on either side of said proposed improvement, and cause the same to be filed in the office of the county clerk of the county.

County board shall appoint three land-owners as commissioners.

SEC. 4. Immediately upon the completion and filing of such profile and map, the said county board shall appoint three persons, resident land-owners of the county, to be known as road commissioners, whose duty it shall be to take charge of and conduct the improvement of such road in conformity with the profile and specifications so filed as aforesaid.

Commissioners shall subscribe an oath.

SEC. 5. The persons so appointed as road commissioners before entering upon their duty shall take and subscribe to an oath, before some person authorized to take depositions, to faithfully perform their duties as such road commissioners; and upon failure of said commissioners, or either of them, to

duly and faithfully perform their duty under this act, the board of county commissioners of the county shall remove the commissioner or commissioners so failing in duty, and appoint others in their stead.

Commissioners may make contracts.

SEC. 6. The said road commissioners are hereby authorized and empowered to make contracts for doing the work required in making such improvements, and shall take from such contractor or contractors bonds in double the amount of the contract-price, running to the county in which such work is done, for the faithful performance of such contracts; and in payment of any work so done said commissioners shall issue certificates payable in the time mentioned in the petition filed for the improvement of such road, or for any material furnished for the same, bearing interest at the rate of seven per cent. per annum; such contracts to be let in all cases to the lowest bidder after due notice given: *Provided,* That no such commissioner shall be such contractor, or in anywise interested in any such contract, or any work done thereunder.

Proviso.

Commissioners shall keep record of their proceedings, and file with county clerk.

SEC. 7. Said commissioners shall select one of their number as chairman and one secretary, and they shall keep and file with such county clerk a complete record of their proceedings hereunder, and may appoint one of their number, or any other suitable person, as superintendent, to oversee and direct all work done hereunder, who shall receive from the county board pay not to exceed two dollars and fifty cents per day for the time actually employed in overseeing said work, such account to be verified under oath as other claims against the county; and such commissioners shall receive the sum of two dollars and fifty cents per day for the time actually necessary for the performance of the duties hereunder, which claim shall be submitted and paid as other claims against said county.

Upon completion of improvement, commissioners shall apportion cost.

SEC. 8. Upon the completion of any improvement hereunder, said commissioners shall meet at the office of the county clerk and apportion two-thirds of the cost thereof among the several tracts of land designated in the map filed as aforesaid, according to the benefits to the real and personal property within the limits shown by said map derived from such improvement; and shall, in making such apportionment, take into consideration the benefits accruing to each tract of land, and give credit for damages occasioned to the same; and such assessment shall be in lieu of all road-tax assessments upon the land described in the petition and map for the time such

special assessments are levied; one-third of the costs thereof to be paid out of the general fund of the county: *Provided*, That any person feeling himself aggrieved by the apportionments so made may, within five days thereafter, appeal to the board of county commissioners of such county, and their decision shall be final.

May appeal.

County clerk shall enter on tax-rolls.

SEC. 9. And upon the completion of such apportionment of the costs of improvement aforesaid, the county clerk shall enter the same upon the duplicate tax-rolls of the county, and such cost shall be collected as other taxes.

Certificates shall be received on taxes.

SEC. 10. The certificates for work done on any such road, issued by the said board of commissioners, shall be received by the county treasurer in payment of any tax levied under this act.

SEC. 11. All necessary bridges along the line of any such road shall be built as now provided by law; and the expenses of surveying, locating and mapping such road shall be paid by the respective counties, and the fee therefor shall be the same as fixed by law for other county work.

SEC. 12. This act shall take effect and be in force from and after its first publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXV.

DECLARING SECTION LINES PUBLIC HIGHWAYS IN CERTAIN COUNTIES.

AN ACT declaring all section lines in Graham, Rawlins, Ness, Lane, Stafford, Decatur, Thomas, Sherman and Trego counties, Kansas, public highways.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all section lines in the counties of Graham, Rawlins, Ness, Lane, Stafford, Decatur, Thomas, Sherman,

and Trego, in the state of Kansas, be and the same are hereby declared to be public highways, and to be of the width of sixty feet.

SEC. 2. If any part of the section lines in either of said counties shall be found to be impracticable, the county commissioners shall have the power to vacate any portion of the section-line roads as in this act provided for, whenever requested to do so by a petition duly signed by the requisite number of householders as specified under the present general road laws.

SEC. 3. If any person owning land on either side of such section lines as herein declared public highways shall feel aggrieved by reason of the enforcement of this act in declaring section lines public highways, such person shall have the right to present his claim for damages for land appropriated for road purposes under the provisions of this act to the county commissioners of the proper county as is provided in the present general road law now in force in this state, at any time within one year from the time such road is actually opened to public use over and upon his land.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXVI.

ROADS IN FRANKLIN COUNTY.

AN ACT to legalize certain roads and highways in Franklin county, and making the record of such roads and of the plats and surveys thereof evidence of the validity of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all of the roads and highways in the county of Franklin, in the state of Kansas, as shown by the road

records of said Franklin county to have been located and established by order of the board of county commissioners of said county prior to the first of January, eighteen hundred and eighty-seven, and not vacated by order of said board of county commissioners or by the statute of limitations, are hereby declared to be legally established public roads or highways, the same as if all the provisions of law relating to notices connected therewith and publication and service thereof had been fully complied with; and that so much of said road record and plats and surveys of roads in the office of the county clerk of said Franklin county as contains a record of the roads in said county, filed and entered and recorded prior to the first of January, eighteen hundred and eighty-seven, is hereby legalized; and the said record, or properly certified copies of any portion of the same, shall henceforward be competent evidence in any court of the validity and existence of such roads and highways, the same as if a record of the proper notices had been made therein, or entered upon the journal of said board of county commissioners, and all of the files and papers pertaining to the roads and highways of said county had been preserved and entered of record.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 16, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXVII.

ROADS IN STAFFORD COUNTY.

AN ACT to legalize certain section-line and other roads and highways of Stafford county, and making the record of such roads and of the plats and surveys thereof evidence of the validity of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all section-line and other roads and highways in Stafford county, Kansas, established and located by the

board of county commissioners of said county prior to January 1, 1887, are hereby legalized; and that so much of the road record, or records of roads, plats and surveys in the office of the county clerk of Stafford county as contains a record of roads, surveys and plats of such county, entered and recorded prior to the first day of January, eighteen hundred and eighty-seven, is hereby legalized.

SEC. 2. This act shall take effect and be in force from and after its publication once in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 5, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXVIII.

SCHOOL DISTRICTS OF CITIES OF THE SECOND CLASS.

AN ACT in relation to the territory of school districts wherein cities of the second class may be organized, and to provide that the territory of such district outside of the limits of said city shall be and remain attached thereto for school purposes.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That whenever any city of the third class shall become a city of the second class, the territory of the school district wherein such city is situated shall be and remain attached to such city for school purposes, unless detached by the county superintendent of public instruction, as provided in section twelve of chapter one hundred and fifty-two of the laws of eighteen hundred and eighty-one. All the property in such territory shall be subject to like taxation for school purposes as the property in said city. Whenever the population or taxable property of such territory outside of the limits of such city shall equal the population or taxable property of any ward of such city, such territory shall be entitled to elect two members of the board of education of such city, which

said members shall be elected at the same time and in like manner as other members of such boards.

SEC. 2. This act shall take effect and be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CCXIX.

RELATING TO SCHOOL MEETINGS.

AN ACT to amend section fifteen, article two, section six, article three, and section eight, article four, of chapter one hundred and twenty-two of the Session Laws of 1876, being an act for the regulation and support of common schools.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Section fifteen, article two, of the session laws of 1876, is hereby amended to read as follows: Section 15. The county superintendent is hereby required to furnish the county clerk with a description of the boundary of each school district, on or before the last Monday in May of each year.

County superintendent to furnish county clerk with boundaries of districts.

SEC. 2. Section six, article three of the session laws of 1876, is hereby amended to read as follows: Section 6. An annual meeting of each school district shall be held on the last Thursday of June, of each year, at the school house belonging to the school district, at two o'clock P. M. Notice of the time and place of said annual meeting shall be given by the clerk by posting written or printed notices in three public places of the district at least ten days before said meeting. Special meetings may be called by the district board, or upon a petition signed by ten resident tax-payers of the district, but notice of such special meeting, stating the purpose for which it is called, shall be posted in at least three public places in the district ten days previous to the time of such meeting.

Annual meetings.

Notice, how given.

SEC. 3. Section eight, article four, laws of 1876, is hereby amended to read as follows: Section 8. The clerk of each district shall, at least five days previous to the annual meeting in June in each year, make a written report, which he shall submit and read to the legal voters of the district at the annual meeting, for their information and consideration. If any change or alteration therein be necessary, the same shall be made, and it shall then be transmitted to the county superintendent of public instruction. Said report shall show: First, the number of children, male or female, designated separately, residing in the district or part of district on the last day of May previous to the date of such report, over the age of five and under the age of twenty-one years. Second, the number of children attending school during the year, their sex, and branches studied. Third, the length of time a school has been taught in the district by a qualified teacher, the name of the teacher, the length of time taught by each teacher, and wages paid. Fourth, the amount of money received from the county treasurer arising from disbursement of the state annual school fund, the amount received from district taxes, and the amount received from all other sources during the year, and the manner in which the same has been expended. Fifth, the amount of money raised by the district in each year, and the purposes for which it was raised. Sixth, the kind of books used in school, and such other facts and statistics in regard to the district school as the county superintendent may require.

Clerk shall make report.

Report shall show what.

SEC. 4. Section fifteen, article two, section six, article three, section eight, article four, of chapter one hundred and twenty-two, session laws 1876, are hereby repealed.

Sections repealed.

SEC. 5. This act to take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXX.

TRANSFER OF CERTAIN LANDS TO PERMANENT SCHOOL FUND.

AN ACT to amend section two of chapter one hundred and eighty-two of the Session Laws of eighteen hundred and eighty-five, entitled "An act to transfer a certain sum of money and certain parcels of land to the State permanent school fund, and providing for the sale of said lands."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two of chapter one hundred and eighty-two of the session laws of eighteen hundred and eighty-five, entitled "An act to transfer a certain sum of money and certain parcels of land to the state permanent school fund, and providing for the sale of said lands," be and the same is hereby amended so as to read as follows: Section 2. That the following-described lands, being a part of the five hundred thousand acres granted to the state of Kansas by act of congress, approved September fourth, eighteen hundred and forty-one, to wit: All of section twenty-eight, town nine, range five west; the south half of section ten, town six, range four east; the northeast quarter of section twenty, town eight, range four east; all of section twenty-four, town twenty, range four east; southwest quarter of section thirty-three, town six, range eight west; the northeast quarter of section four, town seven, range eight west; the northwest quarter of section four, town seven, range eight west; the southwest quarter of section ten, town seven, range eight west; the southeast quarter of section ten, town seven, range eight west; the southwest quarter of section thirty-five, town six, range ten west; the northeast quarter of section six, town seven, range ten west; the southeast quarter of section six, town seven, range ten west; all of section five, town seven, range ten west; the west half of section four, town seven, range ten west; the south half of the southeast quarter of section four, town seven, range ten west; the northwest quarter of the southeast quarter of section four, town seven, range ten west; the east half of section twenty, town seven, range ten west; all of section seventeen, town seven, range ten west; east half of section eight, town seven,

range ten west, shall be sold in the manner provided in article fourteen, chapter ninety-two, general statutes of eighteen hundred and sixty-eight, and acts amendatory thereto.

SEC. 2. That section two of chapter one hundred and eighty-two of the session laws of eighteen hundred and eighty-five is hereby repealed.

SEC. 3. That this act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXI.

MITCHELL COUNTY TO TRANSFER CERTAIN MONEY TO PERMANENT SCHOOL FUND.

AN ACT to authorize the Treasurer of Mitchell county, Kansas, to transfer certain funds therein named to the State permanent school fund.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the treasurer of Mitchell county, state of Kansas, is hereby authorized and required to forward at once to the state treasurer the sum of two hundred and seventy-three dollars and eight cents, out of the "railroad condemnation fund" paid by the Atchison, Solomon Valley & Denver railway company for its right-of-way through the north half of section four in town seven, range eight, and the southwest quarter of section thirty-three, in town six, range eight, and take receipts in duplicate of the treasurer therefor, one to be filed with the auditor of state and one with the county treasurer.

SEC. 2. That the aforesaid sum of money shall be transferred to the permanent school fund of the state, and the treasurer of state is hereby required so to transfer it.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 16, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXII.

NORMAL SCHOOL LANDS.

AN ACT relating to Normal School lands.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That any holder of contracts for lands sold under the provisions of chapter one hundred and fifty-six of the laws of 1886, may at their option surrender the same to the secretary of the board of regents of the state normal school, and receive in lieu thereof a contract by him signed and attested by the seal of the board, which shall provide that the balance of principal due on any contracts so surrendered shall be payable at the option of the purchaser in sums of not less than fifty dollars at any one payment; that it bear interest at the rate of six per cent. per annum, payable semi-annually on the first days of April and October of each year. If any interest be not paid within thirty days after it shall become due, a penalty of five per cent. shall be added thereto; and if not paid within sixty days an additional penalty of five per cent. on such overdue interest shall be added; and if said interest and penalties be not paid within three months after said interest became due and payable, then said purchaser shall forfeit all rights under said contract and all sums by him paid, and the board of regents may, after publishing a notice of such forfeiture for two consecutive weeks in the official paper of the county where such lands are situated, sell the same at private sale for a sum not less than the appraisement made under the

act of 1886, hereinbefore mentioned, and upon such sale shall execute a contract as hereinbefore provided.

SEC. 2. Any lands granted to the state normal school under and by virtue of the provisions of chapter one hundred and fifty-six, laws of 1886, remaining unsold, may be by the board of regents sold at private sale at a price not less than the appraised value thereof, and contracts issued with the terms and conditions prescribed in section one of this act.

SEC. 3. This act shall take effect and be force from and after its publication in the official state paper.

Approved March 1, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 3, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXIII.

ENCOURAGEMENT OF SILK CULTURE.

AN ACT entitled an "Act for the encouragement of silk culture, and for the dissemination thereof, and the education of reelers, and making an appropriation therefor."

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the sum of thirteen thousand dollars be and the same is hereby appropriated out of any funds in the state treasury for the purpose of establishing, maintaining and conducting a silk station in the state of Kansas; and which said fund may be expended as hereinafter provided for the purchase of necessary grounds, erection of buildings, purchase of machinery, furniture and fixtures, planting and maintaining an orchard or orchards of mulberry trees, paying a bounty on classic cocoons, collection and distribution of mulberry seed and thoroughbred silk-worm eggs, stationery and literature, instruction in silk reeling, salary of a superintendent, and the expenses and compensation of commissioners in connection therewith, and the dissemination of knowledge of sericulture. Appropriation.

Governor shall appoint three commissioners.

SEC. 2. That for the purpose of carrying this act into effect there shall be appointed a board of three commissioners, who shall hold their office for a term of two years and until their successors are duly appointed and qualified, as herein provided; and such appointments shall be made as follows: The governor of Kansas shall appoint one of said commissioners, and the state board of agriculture by its president and secretary, and the state horticultural society by its president and secretary, shall each appoint one of said commissioners, which said appointments shall be made within thirty days from and after the taking effect of this act; and if for any reason either of said societies shall fail or neglect to make such appointment as herein provided, the governor shall within fifteen days from the time above provided appoint a person or persons to complete the requisite number of said board.

Duty of commissioners.

SEC. 3. It shall be the duty of said board of commissioners to provide for the carrying into effect of the provisions of this

Shall locate station.

act, and for such purpose to locate said silk station, purchase and provide suitable buildings, grounds, machinery, fixtures, furniture, apparatus and appliances incident and necessary to the establishment of a silk station, and to provide for the conduct and maintenance thereof, employ a superintendent and prescribe his duties and compensation, purchase necessary seed,

Distribute eggs.

and distribute the same, procure and distribute silk-worm eggs, offer and pay bounties on and for classic cocoons, and to do all such other and further acts as may be necessary and expedient in the establishment, conduct and maintenance of a silk station, and the fostering and development thereof and of the silk industry; and for the necessary expenses incident thereto they shall draw their warrant therefor, which shall be paid by the treasurer of the state out of the fund hereby appropriated.

Commissioners to take oath.

SEC. 4. Before entering upon the duties of their office the said commissioners shall each execute to the state of Kansas a bond in the sum of five thousand dollars, to be approved by the auditor of state, conditioned for the faithful discharge of their duties; and said commissioners shall receive for their services the sum of three dollars per day for time actually and necessarily spent in the duties incident thereto, and five cents per mile for the distance actually traveled. Said commissioners shall make a full and detailed report of all expenditures by them made and proceedings had, to the governor, at least

once in two years, and at such other time or times as the same may be by him demanded: *Provided*, That the expense of said commission shall not exceed the sum of six hundred dollars for any one year. Proviso.

SEC. 5. The commission created under this act shall cease on the first day of May, 1889.

SEC. 6. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 17, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXIV.

ASSISTANT AUDITOR OF STATE.

AN ACT providing for an assistant Auditor of State.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The auditor of state shall appoint a competent and suitable person to act as an assistant and general deputy, who shall be known as assistant auditor of state. In the absence of the auditor such assistant shall have charge of the office, and may perform the duties devolved by law upon such auditor, except as otherwise provided; but in every case he shall act in the name of his principal, and sign and attest warrants, certificates, receipts or other papers in the name of his principal by himself as assistant auditor: *Provided*, That the said assistant auditor shall not be authorized to perform the duties of the auditor as a member of the executive council, board of railroad assessors, or state board of equalization, nor shall he perform the duties of the auditor in examining the books and accounts of the state treasurer.

SEC. 2. The assistant auditor shall take the oath of office required of public officers, and shall give bond to the state of Kansas in the sum of two thousand dollars. The auditor of

state shall be responsible upon his official bond for the acts of his assistant, who shall hold his office at the will and pleasure of the auditor.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXV.

ASSISTANT STATE TREASURER.

AN ACT concerning State officers, and amendatory of section sixty-nine of chapter one hundred and sixty-six of the Laws of 1879.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section sixty-nine of chapter one hundred and sixty-six, session laws of 1879, be amended so as to read as follows: Section 69. The treasurer shall appoint an assistant state treasurer and such other clerks as may be authorized by law; and the assistant state treasurer may, in the absence of the treasurer, perform such acts as he may be authorized to perform by the state treasurer, except such duties of the state treasurer as pertain to him as a member of the executive council, board of railroad assessors, and state board of equalization; and said assistant state treasurer is hereby empowered to administer oaths pertaining to all matters relating to the business of the state treasurer's office, which person shall take the oath of office required of public officers, and shall give to the treasurer such bond with such security as the state treasurer may require; and the treasurer of state shall be responsible on his official bond, together with his securities thereon, for the acts of such person so designated. Such person shall have such power and authority so long as it shall be the will and pleasure of the state treasurer.

SEC. 2. Section sixty-nine of chapter one hundred and sixty-six, session laws of 1879, is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXVI.

RELATING TO THE RUNNING AT LARGE OF STOCK.

AN ACT to amend section 2, chapter 190, Session Laws of 1885.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section two, chapter one hundred and ninety, laws of 1885, be amended so as to read: Section 2. That stock not permitted to run at large by articles four, five and seven, chapter one hundred and five, general statutes of Kansas of 1868, and amendments thereto, shall not be included in the foregoing section.

SEC. 2. That said section two, chapter one hundred and ninety, laws of 1885, be and the same is hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 21, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 22, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXVII.

PROVIDING FOR LIENS ON CERTAIN STOCK.

AN ACT giving owners of bulls, stallions and jacks a lien on certain stock therein named.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. The owner of any stallion, bull or jack shall have a lien on the offspring of his stallion, bull or jack for the full value of the services of said stallion, bull or jack in the get of said offspring, for a period of one year after the foal or birth of said offspring: *Provided*, That at or before the time of foal or birth of said offspring, the owner of the stallion, bull or jack shall file in the office of the register of deeds of the county where the dam of said offspring is kept, a list of the names of the owners of the dam of said offspring, with a description of the dam on whose offspring he claims a lien. Such a lien shall be enforced as other liens upon personal property under chapter 142 of the session laws of 1872 are enforced.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 18, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXVIII.

SHIPMENT OF LIVE STOCK AND GRAIN.

AN ACT relating to the shipment of live stock and grain.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Whenever any shipper of hogs, cattle, sheep, horses, or other animals, shall present his stock at any rail-

road station, and to any railroad agent in the state of Kansas, for purposes of transportation, it shall be the duty of said railroad agent to count or cause to be counted said hogs, cattle, sheep, horses, or other animals, and the number so counted shall be by the agent named in the bill of lading or receipt for said stock. And if said railroad agent neglect or refuse to count or have counted said stock, then the railroad company employing said agent shall be held responsible for the number of animals specified in the bill of lading according to shipper's count.

Agent shall count stock.

If agent neglect or refuse to count, company to be responsible for shipper's count.

SEC. 2. Whenever any shipper shall order one or more cars from any railroad company for the purposes of transportation of stock or grain, he shall have the right and privilege to put in said car or cars two or more species of live stock or different kinds of grain; and no railroad company or railroad agent shall charge for any car in which is shipped two or more species of live stock any greater prices than are charged when only one species of said stock is shipped therein, nor shall said railroad agent or railroad company charge any greater sum when two or more kinds of grain are shipped in any car than is charged when only one kind of grain which is in said car is shipped, provided that said different species of stock or kinds of grain which are placed in said car or cars do not exceed the maximum limit of pounds allowed by law and by the railroad company when only one species of live stock or one kind of grain is shipped in said car or cars: *Provided further*, That when more than one kind of stock or grain shall be shipped in the same car, the highest rate may be the rate of freight to be charged.

Shipper may put two or more kinds of stock or grain in same car.

Proviso.

Highest rate may be charged.

SEC. 3. Any loss sustained by any shipper from the refusal on the part of any railroad company to conform to the requirements of this act shall be assessed and collected as any other damages and losses are assessed and collected against railroad companies.

Loss, how collected.

SEC. 4. This act shall take effect and be in force on and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 9, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXIX.

RELATING TO ESTRAYS.

AN ACT to amend section eight of article three of chapter one hundred and five of the General Statutes of 1868.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section eight of article three of chapter one hundred and five of the general statutes of 1868 be amended so as to read as follows: Section 8. Any person who shall take up a stray animal shall immediately post three notices of the same in at least three public places in the township of his residence, and shall at the same time send one copy of such notice to the county clerk of said county; such notices shall contain an apt description of such stray, giving color, age, marks, and brands. The county clerk of each county shall keep a bill board in some conspicuous place in his office, on which all such notices sent to him shall be at once posted, where they shall remain for the period of thirty days.

SEC. 2. Original section eight be hereby repealed.

SEC. 3. This act shall be in force from and after its publication in the statutes.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXX.

GRANTING WOMEN THE RIGHT TO VOTE IN CERTAIN CASES.

AN ACT conferring upon women the right to vote at city elections, and to hold certain offices.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That in any election hereafter held in any city of the first, second or third class, for the election of city or

school officers, or for the purpose of authorizing the issuance of any bonds for school purposes, the right of any citizen to vote shall not be denied or abridged on account of sex; and women may vote at such elections the same as men, under like restrictions and qualifications; and any women possessing the qualifications of a voter under this act shall also be eligible to any such city or school office.

SEC. 2. This act shall be in force and take effect from and after its publication in the official state paper.

Approved February 15, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXI.

BOUNTY FOR THE MANUFACTURE OF SUGAR.

AN ACT to encourage the manufacture of sugar.

Be it enacted by the Legislature of the State of Kansas:

Bounty of two cents per pound to be paid.

SECTION 1. That there shall be paid out of the state treasury to any corporation, firm or person engaged in the manufacture of sugar in this state from beets, sorghum, or other sugar-yielding canes or plants grown in Kansas, a bounty of two cents per pound upon each and every pound of sugar so manufactured under the conditions and restrictions of this act.

Bounty shall not be paid unless.

Secretary state board of agriculture to determine quality.

SEC. 2. No bounty shall be paid upon sugar not containing at least ninety per cent. of crystallized sugar. The quantity and quality of sugar upon which bounty is claimed shall be determined by the secretary of the state board of agriculture, with whom all claimants shall from time to time file verified statements showing the quantity and quality of sugar manufactured by them, and upon which such bounty is claimed.

Secretary shall visit, or.

The said secretary shall without unnecessary delay visit or cause to be visited by such person as he shall designate in writing the factory where said sugar has been produced or manufactured, and inspect the sugar so manufactured, and take such evidence by the sworn testimony of the officers or employés of such factory, or others, as to the amount and quality of sugar so manufactured, as to him, or the person so designated by him, shall appear satisfactory and conclusive.

Packages shall be examined and branded.

The sugar so manufactured shall be placed by the manufacturer in original packages, which shall be examined and branded by the said secretary or person by him designated, with a suitable brand showing the quantity and quality of sugar contained in each of said several packages, of which an accurate account shall be kept by said inspector, and filed in the office of the said secretary of the state board of agriculture.

Cost of brand and analyses to be paid by claimant.

The cost of such brand, together with any and all analyses that the said secretary or other authorized persons shall require to be made, shall be borne by the claimant.

Appropriation.

SEC. 3. The total sum of money so to be audited and paid under the provisions of this act shall not in any one year exceed the sum of fifteen thousand dollars; and in case the

If claim exceed appropriation, to be pro-rated.

bounty at the rate provided in section one shall in any one year exceed said sum of fifteen thousand dollars, then and in that case each of the claimants under this act shall receive and be paid a *pro-rata* proportion of said sum, to be paid at the time and in the manner herein provided.

Secretary shall certify claim to auditor.

SEC. 4. When any claim arising under this act is filed, verified and proven to the satisfaction of the secretary of the state board of agriculture, as herein provided, he shall certify the same to the auditor of the state, who shall draw a warrant upon the state treasurer for the amount due thereon, payable to the party or parties to whom said sum or sums are

Proviso.

due: *Provided*, That no bounty as herein provided shall be paid before the first day of January next succeeding the filing and allowance of said claims.

Claims to be filed with secretary state board agriculture.

SEC. 5. All claims arising under this act shall be filed with the secretary of the state board of agriculture on or before the last day of December of each year.

SEC. 6. This act shall continue in force for five years, and shall take effect from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.
E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXII.

PAOLA TOWNSHIP TO BUILD TOWN HALL.

AN ACT to authorize and empower Paola township, in Miami county, to purchase or lease site and erect and maintain thereon buildings for said township, and provide for the payment of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township of Paola, in the county of Miami, by its proper officers is hereby authorized and empowered to buy or lease in the name of said township not exceeding two acres of ground, at some point convenient and accessible to its inhabitants, and to erect thereon suitable buildings for the use of the township, and to make all necessary contracts for the purchase or lease of said land, and for the erection and maintenance of said buildings, and for the payment of the same, and shall have the management and control thereof, and make report and statement of said business in accordance with the general laws of the state regulating other township business.

SEC. 2. That said officials are hereby authorized and empowered, for the purposes mentioned in section one of this act, to appropriate from time to time so much of the accumulated township funds in the treasury as may not be otherwise appropriated.

SEC. 3. This act to take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXIII.

CHERRY TOWNSHIP, MONTGOMERY COUNTY, TO BUILD TOWN HALL.

AN ACT to authorize and empower Cherry township, in Montgomery county, to purchase a site and build a township hall, and to provide for the payment and management of the same.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township board of Cherry township, in Montgomery county, upon the petition of a majority of the legal voters of said township is hereby authorized and empowered to levy a tax, not exceeding in the aggregate the sum of eight hundred dollars, and therewith purchase a site, not exceeding one acre of land, at or as near as may be practicable to the center of said township, and build thereon a suitable building for a township hall for the general use of said township.

SEC. 2. The board of said township shall make all necessary contracts for the purchase of said site, the erection of said building, the payment for the same, and to carry into effect the provisions of this act: *Provided*, That before the letting of any contract for the erection or construction of said building, or any part thereof, the said township board shall have plans and specifications prepared, and notices given of the time and place of said letting, by publication in some newspaper of general circulation in said county for three consecutive weeks, the last publication of which shall be at least two weeks prior to the time of said letting. Such notice shall notify all persons that said contract will be let to the lowest responsible bidder, and any contract for the erection of said township hall shall be awarded to the lowest responsible bidder upon such bidder giving to said township a good and sufficient bond in such sum as said board may designate, not less than double the estimated value of said building, to secure the performance of said contract.

SEC. 3. Upon the completion of said township hall, it shall be in the care, control and keeping of said township board, and said board shall exercise full management of said ground,

building and fences, and may make such rules and regulations concerning the same, the improvement of said site by planting trees and building fences, and other necessary improvements, and shall make report and settlement, and act as nearly as practicable in the transaction of said business, in accordance with the general laws of the state regulating other township business.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 10, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXIV.

TOWNSHIP AUDITING BOARD.

AN ACT in relation to township officers, amending sections nine and ten of chapter one hundred and sixty-eight, Session Laws of 1885, repealing said sections, and section three of chapter one hundred and ninety-five, Session Laws 1885, and section four of chapter one hundred and seventy-nine of Session Laws of 1879.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That section nine of chapter one hundred and sixty-eight of the session laws of 1885 be amended so as to read as follows: Section 9. The township trustee, clerk and treasurer of each municipal township shall constitute an auditing board. Such auditing board shall meet on the last Monday of January, April, July and October of each year, and examine and audit all accounts and demands against the township. No allowance shall be made on any account which does not state specifically each item of the same, and which is not verified by affidavit; and no allowance shall be made for any amount in excess of that authorized by law. No bill against any township shall be paid until allowed by said audit-

Trustee, clerk and treasurer to constitute auditing board.

Board shall meet.

Bills shall not be paid until.

ing board; and all bills allowed by said board shall be recorded by the clerk in a book to be kept by him for that purpose. The township trustee, clerk and treasurer shall each receive for his services in attending to the township business the sum of two dollars per day for the time actually and necessarily spent by him in such business: *Provided*, That the trustee shall receive for his services as assessor of his township, in addition thereto, the same compensation heretofore provided by law.

Proviso.

Shall audit accounts of treasurer.

SEC. 2. That section ten of chapter one hundred and sixty-eight of the session laws of 1885 be amended so as to read as follows: Sec. 10. The township auditing board shall annually, on the last Monday of October in each year, settle with and audit the accounts of the township treasurer, and of all road overseers in the township, for all moneys disbursed by them; and the township clerk shall record at length such accounts on the township record.

Sections repealed.

SEC. 3. That sections nine and ten of chapter one hundred and sixty-eight of the session laws of 1885, section three of chapter one hundred and ninety-five of the session laws of 1885, and section four of chapter one hundred and seventy-nine of the session laws of 1879, are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXV.

TOWNSHIPS MAY PROVIDE PUBLIC PARKS AND CEMETERIES.

AN ACT to authorize townships to provide public parks and cemeteries for the inhabitants thereof.

Be it enacted by the Legislature of the State of Kansas:

Townships may provide parks and cemeteries.

SECTION 1. That any municipal township in any county in this state is hereby authorized to provide and secure to the

inhabitants thereof, within such township, parks and cemeteries in the manner and form hereinafter designated.

May issue bonds in payment for such parks, not to exceed two per cent. of valuation.

SEC. 2. That in order to pay any expenditures for the purposes contemplated by this act, such municipal township may issue the bonds of such township, not to exceed two per cent. of the assessed valuation thereof, at the rate of interest not exceeding six per centum per annum, with coupons attached for semi-annual interest thereon, and payable at a time not exceeding twenty years from the date thereof, in sums of one hundred dollars each, at the office of the fiscal agency of the state of Kansas, in the city of New York, both principal and interest payable upon the conditions and terms hereinafter provided: *Provided*, That no township in any case shall issue bonds to an amount exceeding twenty thousand dollars by virtue of this act.

Shall not issue to exceed.

Shall levy tax.

SEC. 3. Any township issuing bonds under this act shall annually levy a tax sufficient to pay the interest thereon, and after five years an amount sufficient to create a sinking fund to pay the principal at maturity; and in addition thereto shall be empowered and authorized to annually levy and collect a tax not exceeding in any one year two mills on the dollar, to provide a contingent fund for the purpose of meeting annual contingent expenses of such grounds.

Two-thirds tax-payers to petition for election.

SEC. 4. The purchasing and securing of suitable grounds for the purposes of this act shall not be done until at least two-thirds of the resident tax-payers of any such township shall petition in writing the board of county commissioners to submit to the qualified voters of such township a proposition to purchase and maintain public park and cemetery, and the issue of bonds of such township in payment therefor. Said petition shall particularly describe the parcel or tract of land to be so purchased and used, designating the proportion and quantity of such tract to be used for the park and the cemetery, if both are contemplated, respectively, and the consideration to be paid therefor, the amount of bonds to be issued, and the time when and place where payable; and if such petition be found true, then the board of county commissioners shall cause an election to be held to determine whether such purchase or use of grounds and issue of bonds shall be made; and the same shall be submitted to the qualified electors of such township at a special or general election, as the same shall be specified in the petition.

Duty of county commissioners.

SEC. 5. The county commissioners, for such township, upon the presentation of the foregoing petition and such other conditions as may be deemed advisable, to the chairman of the board, shall convene and make an order, which order shall embrace the terms and conditions set forth in the petition, and shall fix the time for holding such election, which shall be within sixty days from the day on which the commissioners shall be convened.

Thirty days' notice of election.

SEC. 6. Thirty days' notice of such election shall be given in some newspaper published or having a general circulation in such township, and the election shall be held, the returns made and the result ascertained in the same manner as provided by law in general elections.

If majority vote in favor, commissioners shall cause bonds to be issued.

SEC. 7. If a majority of the qualified electors voting at such election shall vote for such purchase and use, and issue of bonds, the board of county commissioners, for and in behalf of such township, shall cause such bonds with coupons attached as may be required by said proposition to be issued in the name of such township; which bonds when issued for such township shall be signed by the chairman of the board of county commissioners, and attested by the county clerk under the seal of such county.

Citizen of township to be entitled to lot, when.

SEC. 8. Any citizen of any township owning and maintaining a cemetery under the provisions of this act, upon the payment of one dollar to the trustee of such township, which money shall be credited to the contingent fund, shall have the right and privilege to one lot in such cemetery for burial purposes; and the lots of such cemetery shall be laid off in uniform size, not less than seven by fourteen feet, with alleys and streets, as the board of such township shall direct. The clerk of such township shall keep an exact record of persons buried and location of graves in such cemeteries.

Township board may use funds for purchase of park or cemetery.

SEC. 9. The town board of such township shall have full authority and power to use the funds provided by the issue of bonds as hereinbefore conditioned, in purchasing, maintaining and improving the parks and cemeteries owned in such township by virtue of this act: *Provided*, The trustee of such township shall make an annual report on the condition of such park and cemetery; also a full statement of the expenditures and receipts made and received thereon: *Provided further*, That gambling, horse racing and selling of intoxicating

Proviso.

Gambling prohibited.

liquors are forever forbidden and prohibited on such grounds, or adjacent thereto.

SEC. 10. All acts and parts of acts in conflict herewith are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 15, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXVI.

RELATING TO COURT HOUSE IN LINN COUNTY.

AN ACT authorizing Mound City township, in Linn county, to vote bonds not to exceed seventeen thousand dollars to reimburse citizens of said township for sums advanced by said citizens to aid in the construction of a court house at Mound City, for Linn county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That the township trustee, treasurer and clerk of Mound City township, Linn county, Kansas, be and they are hereby authorized and empowered to issue the bonds of said township not to exceed in amount the sum of seventeen thousand dollars, or so much thereof as may be necessary, for the purpose of reimbursing the citizens of said township for sums advanced and paid in building a court house at Mound City, for Linn county, Kansas.

SEC. 2. That said bonds shall not be issued until the question of issuing them shall be submitted at an election held for the purpose, which election shall be conducted in conformity with the general election laws of the state of Kansas. The time of holding such election shall be designated by said trustee, treasurer and clerk, or a majority of them, who shall give notice of the time and place of holding such election by posting written or printed notices thereof in at least five public

places in said township, and by publishing the same for four consecutive weeks in some weekly newspaper published in and of general circulation in said township. Said notice shall contain a statement of the purposes for which and the conditions on which the bonds are to be issued.

SEC. 3. That such bonds shall not be of a less denomination than one hundred dollars nor more than one thousand dollars each, and shall not run longer than thirty years from date of issue, and shall bear interest at the rate of six per cent. per annum, and said interest shall be payable semi-annually on the first days of January and July in each year.

SEC. 4. That each elector at such election shall be permitted to vote by depositing a ballot written or printed thereon, "For the bonds," or "Against the bonds;" and if a majority of the legal votes cast as above provided shall be for the bonds, the bonds shall be issued, but not otherwise.

SEC. 5. That the board of county commissioners of Linn county, Kansas, shall levy annually such per cent. on the taxable property of said township as shall be necessary and sufficient to pay the interest on all bonds issued under the provisions of this act as the same shall accrue, and also to provide a sinking fund for the payment of the principal of said bonds.

SEC. 6. That the bonds voted and issued under the provisions of this act, and the coupons thereto attached, shall be signed by the trustee, treasurer and clerk of said township, and shall be registered by the clerk of said township and by the county clerk of Linn county, in books kept in their respective offices for such purpose.

SEC. 7. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 25, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 26, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXVII.

LIABILITY FOR DEFECTS IN BRIDGES, ETC.

AN ACT making counties and townships liable for defects in bridges, culverts and highways in certain cases.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. Any person who shall without contributing negligence on his part sustain damage by reason of any defective bridge, culvert, or highway, may recover such damage from the county or township wherein such defective bridge, culvert or highway is located, as hereinafter provided; that is to say, such recovery may be from the county when such damage was caused by a defective bridge constructed wholly or partially by such county, and when the chairman of the board of county commissioners of such county shall have had notice of such defects for at least five days prior to the time when such damage was sustained; and in other cases such recovery may be from the township, where the trustee of such township shall have had like notice of such defect.

SEC. 2. This act shall be in force from and after its publication in the statute book.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office.

E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXVIII.

PART OF THIRD STREET, IN TORRANCE, VACATED.

AN ACT to vacate part of Third street, in the town of Torrance, Cowley county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all that portion of Third street east of Main street in the town of Torrance be and the same is

hereby vacated, and that portion of said Third street lying west of said Main street, described as follows, to wit: The twenty feet on the south side of said Third street, and lying immediately north of and contiguous to lots numbered one, nine, ten and eleven in block number one hundred and twenty-three, and the twenty feet on the south side of said Third street lying immediately north of and contiguous to lots number one, two and three in block numbered one hundred and three, be and the same is hereby vacated, and shall attach to and become a part of said lots and blocks.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved February 24, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper February 25, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXXXIX.

PART OF STATE ROAD IN MARSHALL COUNTY VACATED.

AN ACT to vacate a portion of a State road in Marshall county.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all that portion of the state road known as the first standard parallel road, lying between the angle post next west of the sixty-third mile post on the first standard parallel and the terminus of said road, known as Vermillion City, near the Blue river, all in Marshall county, be and the same is hereby vacated.

SEC. 2. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 3, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 4, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXL.

MINNEAPOLIS CEMETERY, OTTAWA COUNTY, VACATED.

AN ACT to vacate the Minneapolis cemetery, in Ottawa county, Kansas.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. That all that portion of land lying and being in the southwest quarter of the northeast quarter of section one, township eleven south, of range four west sixth P. M., in Ottawa county, and described as follows, to wit: Beginning at a point one hundred and forty feet north of the southeast corner of the southwest quarter of the northeast quarter of section one, township eleven, range four west; thence north twenty-eight and four-sevenths rods; thence west twenty-eight rods; thence south twenty-eight and four-sevenths rods; thence east twenty-eight rods, to the place of beginning, heretofore used by the city of Minneapolis, in said county, for cemetery purposes, be and the same is hereby vacated.

SEC. 2. This act to take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 16, 1887. E. B. ALLEN, *Secretary of State.*

CHAPTER CCXLI.

RELATING TO THE REGISTRATION OF WARRANTS.

AN ACT to authorize city and township treasurers and treasurers of school districts and boards of education to register all warrants or orders drawn upon them and not paid for want of funds, and providing for the payment of the same in order of registration.

Be it enacted by the Legislature of the State of Kansas:

SECTION 1. It shall be the duty of every city treasurer, township treasurer, and treasurer of school districts and boards of education, in this state, to pay on presentation any warrant or order properly drawn upon any fund in their custody by virtue of their respective offices, and when paid write across

City, township and district treasurer shall register.

the face of such warrant or order the word "Paid" in red ink, the date when paid, and sign the same: *Provided,* That there is sufficient money in his possession belonging to the fund upon which such warrant or order is drawn to pay the same.

In case there is not sufficient money in hands of treasurer to pay warrant.

SEC. 2. In case there is not sufficient money in the hands of any city treasurer, township treasurer, or treasurer of school district and board of education, to pay any warrant or order when presented for payment, it shall be the duty of such treasurer to make a certificate of that fact upon the back of such warrant or order, and date, sign and number in regular order the same; and he shall set down in a book to be kept for that purpose the number, amount and date of all such warrants or orders, to whom made payable, and the date when presented for payment; and such warrants or orders shall be paid in the order of their presentation as shown by such register.

Money in hands of treasurer to be set aside to pay warrants.

SEC. 3. It shall be the duty of all city treasurers, township treasurers, and treasurers of school districts and boards of education, whenever any money comes into their hands by virtue of their respective offices, to set apart a sufficient sum to pay any or all warrants or orders that have been registered in compliance with the provisions of this act, and to keep the same until called for; and it shall be the duty of each of such treasurers to publish in some newspaper printed in their respective counties, or if none be published in the county then in some newspaper published in the state having a circulation in the county, between the first and fifteenth days of June and December of each year, a list of such warrants or orders that are unpaid, and for which he has sufficient funds in his hands to pay; and interest shall thereupon cease upon such warrants from and after such publication.

Treasurer to deliver to successor registration books.

SEC. 4. Any city treasurer, township treasurer, or treasurer of school district or board of education, shall upon the expiration of his term of office deliver to his successor said book containing the list of warrants or orders so presented and registered, who shall in all things act as though the entries of such warrants or orders were made by himself.

SEC. 5. This act shall take effect and be in force from and after its publication in the official state paper.

Approved March 5, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled bill now on file in my office, and that the same was published in the official state paper March 11, 1887. E. B. ALLEN, *Secretary of State.*

PROPOSED AMENDMENTS TO THE CONSTITUTION.

SENATE JOINT RESOLUTION NO. 2.

SENATE JOINT RESOLUTION No. 2, Proposing an amendment to section one, article eight of the constitution, by striking out the word "white."

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to each house thereof concurring therein:

SECTION 1. The following proposition to amend the constitution of the state of Kansas is hereby submitted to the qualified electors of the state for their approval or rejection, namely: The constitution of the state of Kansas is hereby amended by striking out the word "white" in section one, article eight, relating to the militia of the state, so that said section as amended shall read as follows: Section 1. The militia shall be composed of all able-bodied male citizens between the ages of twenty-one and forty-five years, except such as are exempted by the laws of the United States or of this state; but all citizens of any religious denomination whatever who from scruples of conscience may be averse to bearing arms shall be exempted therefrom upon such conditions as may be prescribed by law.

SEC. 2. This proposition shall be submitted to the electors of this state at the general election for the election of representatives to the legislature in the year A. D. eighteen hundred and eighty-eight, for their approval or rejection. Those voting in favor of this proposition to amend the constitution shall have written or printed on their ballots, "For the amendment to section one, article eight of the constitution"; those voting against the proposition to amend the constitution shall have written or printed on their ballots, "Against the amendment to section one, article eight of the constitution." Said ballots shall be received and said vote shall be taken, counted,

canvassed, and returns thereof made, in the same manner and in all respects as is provided by law in cases of the election of representatives in the legislature.

SEC. 3. This resolution shall take effect and be in force from and after its publication in the statute book.

Approved February 28, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

SENATE JOINT RESOLUTION NO. 6.

SENATE JOINT RESOLUTION No. 6, For the submission of a proposition to amend the Constitution of the State of Kansas.

Be it resolved by the Legislature of the State of Kansas, two-thirds of all the members elected to each branch concurring therein:

SECTION 1. The following proposition to amend section seventeen of the bill of rights of the constitution of the state of Kansas shall be submitted to the electors of the state for their approval or rejection, at the general election to be held on the Tuesday succeeding the first Monday of November, A. D. 1888: That section seventeen of the bill of rights of the constitution of the state of Kansas be so amended that it shall read as follows: Section 17. No distinction shall ever be made between citizens of the state of Kansas and the citizens of other states and territories of the United States in reference to the purchase, enjoyment or descent of property. The rights of aliens in reference to the purchase, enjoyment or descent of property may be regulated by law.

SEC. 2. The following shall be the method of submitting said proposition to the electors: The ballots shall have written or printed, or partly written and partly printed thereon, "For the proposition to amend section seventeen of the bill of rights of the constitution of the state of Kansas, concerning the purchase, enjoyment and descent of property," or "Against

the proposition to amend section seventeen of the bill of rights of the constitution of the state of Kansas, concerning the purchase, enjoyment and descent of property." Said ballots shall be received, and said vote shall be taken, counted, canvassed, and return thereof made, in the same manner in all respects as is provided by law in cases of the election of representatives to the legislature.

SEC. 3. This resolution shall take effect and be in force from and after its publication in the statute book.

Approved March 4, 1887.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

MEMORIALS TO CONGRESS AND EXECUTIVE DEPARTMENTS AT WASHINGTON.

SENATE CONCURRENT RESOLUTION NO. 2.

SENATE CONCURRENT RESOLUTION No. 2, On the death of John A. Logan.

WHEREAS, The nation is yet wearing the garb of mourning because of the death of her greatest citizen soldier, whose life-work bears testimony of the highest order of patriotism, a statesman and public servant of spotless character: therefore, be it

Resolved by the Senate, the House of Representatives concurring therein:

That in the death of John A. Logan we recognize a loss to the nation of one of its greatest statesmen, the volunteer soldiers their most ardent and faithful champion, and to the family the irreparable loss of an exemplary husband and father.

Resolved further, That a copy of this resolution be forwarded to the family of the deceased by the secretary of state.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

SENATE CONCURRENT RESOLUTION NO. 10.

SENATE CONCURRENT RESOLUTION No. 10, Relating to the veto of House bill No. 10,359.

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein:

That our senators in congress be instructed and our representatives requested to use all proper means to procure the

passage of House bill No. 10,359, being "An act to extirpate contagious pleuro-pneumonia, foot-and-mouth disease and rinderpest among cattle, and to facilitate the exportation of cattle and the products of live stock, and for other purposes;" and that a copy of these resolutions be forwarded to each of our senators and representatives in congress by the secretary of state.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

SENATE CONCURRENT RESOLUTION NO. 17.

SENATE CONCURRENT RESOLUTION No. 17, Relating to Hatch experimental station bill.

Resolved by the Senate, the House of Representatives concurring therein:

SECTION 1. That our representatives in congress be requested to vote for and urge the passage of the bill now pending in congress known as the Hatch agricultural experimental station bill.

SEC. 2. That a copy of this resolution be sent to our representatives in congress by the secretary of state.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

SENATE CONCURRENT RESOLUTION NO. 21.

SENATE CONCURRENT RESOLUTION No. 21, Relating to the veto of House bill 10,457.

WHEREAS, The president of the United States has vetoed House bill No. 10,457, being an act entitled "An act for the

relief of dependent parents and honorably discharged soldiers and sailors who are now disabled and dependent upon their own labor for support"; and

WHEREAS, The passage of said bill is demanded by one hundred thousand ex-Union soldiers in the state of Kansas: therefore,

Be it resolved by the Senate of the State of Kansas, the House concurring therein:

That we hereby express our unqualified condemnation of this veto of the president of the United States, and that our United States senators be instructed and our representatives in congress be requested to use all honorable means in their power to secure the passage of said bill over the veto of the president.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

SENATE CONCURRENT RESOLUTION NO. 24.

SENATE CONCURRENT RESOLUTION No. 24, Relating to limitation of pensions.

Resolved by the Senate, the House of Representatives concurring therein:

That our senators in congress are instructed and our representatives requested to use all honorable means to secure the passage of a law to repeal the present limitation on arrears of pensions for soldiers and sailors of the late war for wounds and disabilities incurred in the army and navy during the late war for the suppression of the rebellion.

That copies of this resolution be forwarded to each of our said senators and representatives.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 8.

HOUSE CONCURRENT RESOLUTION No. 8, Relating to the opening of No Man's Land.

Whereas, The public strip in the Indian territory known as No Man's Land has been settled by a thrifty and enterprising people, with the view of acquiring the rights of settlers under the homestead law; and

Whereas, They are without the protection of courts of justice, and unable to perfect title or acquire rights therein to lands upon which they have settled and made lasting and valuable improvements: therefore, be it

Resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

That our members of congress and United States senators be and they are hereby requested to use their influence in behalf of such settlers; and that a copy of these resolutions be by the secretary of state forwarded to each of our national representatives.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 10.

HOUSE CONCURRENT RESOLUTION No. 10, Relating to procedure in the Federal courts.

WHEREAS, Under the existing system and laws of civil procedure in the federal courts of the United States the real estate of judgment debtors is allowed to be advertised for sale and sold at places remote from the county wherein situated; and

WHEREAS, By the means of such system and laws a judgment debtor is often rendered powerless to save his home or

lands from being *bought in* by judgment creditors and speculators at prices that are ruinous to the debtor, by reason of the fact that those acquainted with such home or lands, and who know their true value, and might be disposed to buy the same, have no knowledge of an advertisement for sale of such home or lands, and for the further reason that the distance to the place of sale prevents their presence at such sale even when such proposed sale is known to them; and

WHEREAS, Thousands of such judgment debtors are too poor to defend suits in the federal courts, and much more to procure the attendance of bidders able to protect their interests at such a sale so made, remote from the location of the home or lands, and are thus made liable to be seriously impoverished and injured, when by just procedure and rightful privileges much of the value of their homes and lands might be saved to them in money: therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

First—That the statutes of the United States should be so amended as to require that all lands to be sold under process from a federal court be advertised for sale in the county where such land is situated, and that the sale thereof shall take place at the door of the court house in such county, in pursuance of such advertisement of sale.

Second—That our senators and representatives in congress be and they are hereby instructed that it is the wish of the people of Kansas that they severally use their utmost endeavors to so cause the statutes of the United States to be amended as to carry out the objects herein stated.

Third—That a printed copy hereof be at once sent by the secretary of state to each senator and representative in congress from the state of Kansas.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 12.

HOUSE CONCURRENT RESOLUTION No. 12, Relating to land grants to railroad companies.

WHEREAS, Liberal grants of land have heretofore been made by congress to aid in the construction of railroads within the state of Kansas; and

WHEREAS, It has been officially reported and is generally believed that in the administration of said grants great injustice has been done to the state and people of Kansas; that lands within the state have been patented to the railroad companies which lawfully belonged to settlers and citizens of the state; that lands have been patented to said companies in excess of the amount to which they were lawfully entitled; that lands have been withdrawn and are now withheld from market for the benefit of said companies, "by order of the secretary of the interior," without authority, and in violation of law; that parts of the lines of definite location of said roads have been abandoned, and the grants floated and made to conform to new and widely different lines, in violation of law; that the railroad companies have sold lands to citizens of the state who were lawfully entitled to such lands under the homestead and preëmption laws; that there have been patented to said companies lands which lie outside and beyond the limit of the grants; that indemnity lands have been patented to certain railroad companies in lieu of lands occupied by homestead and preëmption settlers, and subsequently the rights of such settlers have been contested, their entries canceled and their lands patented to said companies without authority, and in violation of law: now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

That our senators in congress be instructed and our representatives requested to support and use their influence in favor of such legislation as will secure a speedy and lawful adjustment of each and all of said grants. Also, that they use their influence before the proper executive departments of the gov-

ernment at Washington in furtherance of such an adjustment, to the end that the rights of the state and citizens of Kansas may be secured and protected.

Resolved, That a certified copy of these resolutions be forwarded by the secretary of state to each of the Kansas senators and representatives in congress, and also a copy each to the secretary of the interior and president of the United States.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 13.

HOUSE CONCURRENT RESOLUTION No. 13, Relating to right-of-way of St. Louis, Baxter Springs & Mexican Railway Company.

Be it resolved by the Legislature of the State of Kansas:

That we instruct our senators and request our representatives in congress to use all proper and honorable means to put forward United States senate bill No. 544, granting the right-of-way to the St. Louis, Baxter Springs & Mexican railway, a corporation created and acting under the laws of the state of Kansas.

Resolved, That the sceretary of state be instructed to forward a copy of this resolution to our senators and representatives in congress.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 15.

HOUSE CONCURRENT RESOLUTION No. 15, Memorializing Congress upon the subject of pensions.

WHEREAS, The arrears-of-pension act of congress of March 3d, 1879, provides that all pensions granted on application filed on or after July 1, 1880, shall commence from that date; and

WHEREAS, Many brave and disabled soldiers were denied arrears under this act, and without any cause for this exclusion; and

WHEREAS, Pensions granted should be commensurate with the period of disability: therefore, it is

Resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

That congress be requested to repeal so much of the act of 1879 as relates to the arrears limit, and the act be so amended as to extend such limit as follows:

1. To continue pensions to all widows and dependent relatives without demanding proof that the pensioner's death was caused by his service. 2. To pension the dependent parents when the pensioner leaves neither widow nor orphan. 3. To pension survivors of rebel prisons without requiring proof that the disability resulted from their imprisonment. 4. To pension all honorably discharged Union soldiers and sailors who are now dependent upon their own labor for support, or who are fifty-five years old.

And it is further resolved, That our representatives in congress be and are hereby requested to use all proper and honorable means to secure legislation in accordance with the sentiment herein expressed.

And the secretary of state is hereby directed to transmit a certified copy of this resolution to each senator and member of the house of representatives from this state.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 17.

HOUSE CONCURRENT RESOLUTION No. 17, Relating to railway mail facilities.

WHEREAS, The railway mail facilities of the state of Kansas have failed to keep pace with the rapid development of the state; and

WHEREAS, There are five hundred miles of railroad in operation in said state upon which there is no mail service; and

WHEREAS, The car facilities on many of the through lines are insufficient for a proper distribution of the mail; and

WHEREAS, There is not a sufficient number of postal clerks on many of the lines in the state to properly perform the services required of them; and

WHEREAS, The superintendent of the seventh division of the railway mail service has apparently failed to recognize the growing needs of the state: therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

That our senators and representatives in congress are hereby respectfully requested to use their utmost endeavors to secure the necessary improvements for the proper distribution and prompt delivery of the mail.

Resolved, That the secretary of state be directed to forward a copy of this resolution to each of our senators and representatives in congress.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 18.

HOUSE CONCURRENT RESOLUTION No. 18, Relating to permits to sell intoxicating liquors.

Resolved by the House of Representatives of the State of Kansas, the Senate concurring:

That our senators be instructed and our members of congress be requested, if possible, to have the revenue laws of the United States so amended that before any person can obtain a permit to deal in spiritous or malt liquors, the party applying shall first be authorized to deal in spiritous or malt liquors under the laws of the state in which such person intends to engage in such business; *and further*, if any such person shall obtain a tax stamp from any officer of the United States authorized to grant such tax stamps, and it shall become known that such person receiving such permit was not authorized under the laws of the state to deal in spiritous or malt liquors, such tax stamp shall be null and void, and that the person or persons so dealing under such fraudulent permit shall be liable in the same manner as if no tax stamp had ever been granted.

Resolved, That the secretary of state is hereby instructed to forward duly authenticated copies of this resolution to each of our senators and representatives in congress, and also one copy to the president of the senate of the United States and one to the speaker of the house of representatives.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 19.

HOUSE CONCURRENT RESOLUTION No. 19, Relating to the granting of pensions.

Resolved by the Representatives of the State of Kansas, the Senate concurring therein:

That our senators and representatives in congress be requested to use all honorable means in their power to procure

the passage of an act by congress granting pensions of eight dollars per month to all surviving soldiers and sailors of the late war who are not enrolled on the pension rolls of the United States.

Resolved, That the secretary of state be instructed to furnish a copy of this resolution to each of our senators and representatives in congress.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 20.

HOUSE CONCURRENT RESOLUTION No. 20, Relating to the organization of the Territory of Oklahoma.

Resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:

That our senators in congress be and they are hereby instructed and our representatives are requested to use their best efforts to secure the passage of the bill now pending in congress, and providing for the organization of the territory of Oklahoma.

Resolved further, That correct copies of this resolution be enrolled, signed by the president of the senate and the speaker of the house, and sent to each of our senators and representatives in congress, to the president of the United States, the secretary of the interior, the commissioner of Indian affairs, the president of the United States senate, and the speaker of the house of representatives, and that they are requested to lay the same before their respective bodies.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION NO. 34.

HOUSE CONCURRENT RESOLUTION No. 34, Relating to right-of-way of Chicago, Kansas & Nebraska Railway Company.

WHEREAS, The passage of lines of transportation through the Indian territory is of paramount advantage and importance to the state of Kansas: therefore,

Be it resolved by the House of Representatives, the Senate concurring therein:

That our members of the United States senate be and are hereby requested and instructed to use every reasonable and honorable effort to secure the final passage of house bill now pending in senate, granting the right-of-way to the Chicago, Kansas & Nebraska railway company through the Indian territory. And

Resolved, That the secretary of state be and is hereby instructed to forward a copy of these resolutions to each of our United States senators.

I hereby certify that the foregoing is a true and correct copy of the original enrolled resolution now on file in my office.

E. B. ALLEN, *Secretary of State.*

EXECUTIVE DEPARTMENT OF THE STATE OF KANSAS, 1887.

OFFICE.	NAME.	RESIDENCE.
Governor	John A. Martin	Atchison.
Lieutenant Governor	A. P. Riddle	Girard.
Secretary of State	E. B. Allen	Wichita.
Auditor of State	T. McCarthy	Larned.
Treasurer of State	J. W. Hamilton	Wellington.
Superintendent of Public Instruction	J. H. Lawhead	Fort Scott.
Attorney General	S. B. Bradford	Carbondale.
State Printer	C. C. Baker	Topeka.
Secretary State Board of Agriculture	William Sims	Topeka.
Secretary State Historical Society	F. G. Adams	Topeka.
Superintendent of Insurance	D. W. Wilder	Hiawatha.
State Librarian	H. J. Dennis	Topeka.
Railroad Commissioners	Almerin Gillett	Emporia.
	James Humphrey	Junction City.
	A. R. Greene	Cedarvale.
Secretary Board of Railroad Commissioners	H. C. Rizer	Eureka.
Adjutant General	A. B. Campbell	Topeka.
Governor's Private Secretary	James Smith	Marysville.
Assistant Secretary of State	W. T. Cavanaugh	Topeka.
Commissioner of Labor Statistics	F. H. Betton	Wyandotte.
Assistant Auditor of State	S. S. McFadden	Topeka.
Assistant Treasurer of State	R. R. Moore	Topeka.

JUDICIARY DEPARTMENT OF THE STATE OF KANSAS.

JUDGES AND OFFICERS OF UNITED STATES COURT FOR DISTRICT OF KANSAS.

POSITION.	NAME.	RESIDENCE.
Judge of Circuit Court	David J. Brewer	Leavenworth, Kansas.
Judge of District Court	C. G. Foster	Topeka, Kansas.
District Attorney	W. C. Perry	Fort Scott, Kansas.
Assistant District Attorney	Eugene Hagan	Topeka, Kansas.
United States Marshal	W. C. Jones	Iola, Kansas.
Clerk of Circuit Court	A. S. Thomas	Topeka, Kansas.
Clerk of District Court	Joseph C. Wilson	Topeka, Kansas.

TERMS OF COURT.—The District Court is held at Topeka on the second Monday in April, at Leavenworth on the second Monday in October, and at Fort Scott on the second Monday in January, in each year. The Circuit Court is held at Leavenworth on the first Monday in June, at Topeka on the fourth Monday in November, and at Fort Scott on the second Monday in January, in each year.

JUDGES AND OFFICERS OF THE SUPREME COURT OF KANSAS.

OFFICE.	NAME.	RESIDENCE.
Chief Justice	Albert H. Horton	Atchison.
Associate Justice	D. M. Valentine	Topeka.
Associate Justice	W. A. Johnston	Minneapolis.
Commissioners of the Supreme Court	B. F. Simpson	Topeka.
	J. B. Clogston	Eureka.
	Joel Holt	Beloit.
Clerk	C. J. Brown	Topeka.
Reporter	A. M. F. Randolph	Burlington.

The terms of the Supreme Court are held at Topeka, beginning on the first Tuesday of January and first Tuesday of July in each year; but the Judges meet every month between these dates, and file opinions and transact such business as may come before the Court.

JUDGES OF THE DISTRICT COURTS OF KANSAS.

DISTRICT.	NAME.	RESIDENCE.
First	Robert Crozier	Leavenworth.
Second	H. M. Jackson	Atchison.
Third	John Guthrie	Topeka.
Fourth	A. W. Benson	Ottawa.
Fifth	Charles B. Graves	Emporia.
Sixth	C. O. French	Fort Scott.
Seventh	L. Stillwell	Osage Mission.
Eighth	M. B. Nicholson	Council Grove.
Ninth	L. Houk	Hutchinson.
Tenth	J. P. Hindman	Olathe.
Eleventh	George Chandler	Oswego.
Twelfth	Edward Hutchinson	Marysville.
Thirteenth	E. S. Torrance	Winfield.
Fourteenth	S. O. Hinds	Lincoln.
Fifteenth	Clark A. Smith	Cawker City.
Sixteenth	J. C. Strang	Larned.
Seventeenth	Louis K. Pratt	Norton.
Eighteenth	T. B. Wall	Wichita.
Nineteenth	J. T. Herrick	Wellington.
Twentieth	Ansel R. Clark	Sterling.
Twenty-first	R. B. Spillman	Manhattan.
Twenty-second	R. A. Bassett	Seneca.
Twenty-third	S. J. Osborn	Wakeeney.
Twenty-fourth	C. W. Ellis	Medicine Lodge.
Twenty-fifth	Frank Doster	Marion.
Twenty-sixth	A. L. Redden	El Dorado.
Twenty-seventh	A. J. Abbott	Garden City.
Twenty-eighth	S. W. Leslie	Kingman.
Twenty-ninth	O. L. Miller	Wyandotte.

TERMS OF DISTRICT COURTS IN THE STATE OF KANSAS.

FIRST DISTRICT—ROBERT CROZIER, JUDGE.

COUNTY.	PLACE.	TIME.
Leavenworth	Leavenworth	3d Monday of April, 3d Monday of September, and 1st Monday of December.
Jefferson	Oskaloosa	1st Monday of February, 1st Monday of May, and 2d Monday of October.
Jackson	Holton	3d Monday of March, 1st Monday of June, and 2d Monday of November.

SECOND DISTRICT—H. M. JACKSON, JUDGE.

Atchison	Atchison	2d Mondays of January, April, and September.

THIRD DISTRICT—JOHN GUTHRIE, JUDGE.

Shawnee	Topeka	2d Monday of January, 1st Monday of April, and 1st Monday of September.

FOURTH DISTRICT—A. W. BENSON, JUDGE.

COUNTY.	PLACE.	TIME.
Douglas	Lawrence	1st Monday of February, 1st Monday of May, and 2d Monday of November.
Franklin	Ottawa	1st Monday of April, 1st Monday of October, and 1st Monday of January.
Anderson	Garnett	1st Monday of March and September.

FIFTH DISTRICT—CHARLES B. GRAVES, JUDGE.

Lyon	Emporia	1st Tuesday of February, 1st Tuesday of May, 1st Monday of September, and 1st Monday of December.
Coffey	Burlington	1st Monday of April, 2d Monday of July, 1st Monday of November, and 2d Monday of January.

SIXTH DISTRICT—C. O. FRENCH, JUDGE.

Bourbon	Fort Scott	1st Monday of May, 1st Monday of September, and 3d Monday of December.
Linn	Mound City	1st Tuesday of April, 3d Tuesday of July, and 2d Tuesday of November.

SEVENTH DISTRICT—L. STILLWELL, JUDGE.

Woodson	Yates Center	1st Monday of March, 1st Monday of June, and 2d Monday of October.
Allen	Iola	3d Monday of March, 3d Monday of June, and 1st Monday of November.
Neosho	Erie	1st Tuesday of April, 2d Tuesday of July, and 3d Tuesday of November.
Wilson	Fredonia	1st Tuesday of May, 2d Tuesday of September, and 1st Tuesday of February.

EIGHTH DISTRICT—M. B. NICHOLSON, JUDGE.

Davis	Junction City	3d Monday of March and 3d Monday of September.
Dickinson	Abilene	3d Tuesday of February, 4th Tuesday of May, and 2d Tuesday of October.
Ottawa	Minneapolis	1st Tuesday of May, 4th Tuesday of August, and 2d Tuesday of December.
Morris	Council Grove	2d Monday of April and 2d Monday of November.

NINTH DISTRICT—L. HOUK, JUDGE.

Reno	Hutchinson	1st Tuesdays of March, June, and November.
Harvey	Newton	1st Tuesdays of January, May, and September.

TENTH DISTRICT—J. P. HINDMAN, JUDGE.

Johnson	Olathe	1st Monday of January, 1st Monday of May, and 1st Monday of September.
Miami	Paola	1st Monday of February, 1st Monday of June, and 1st Monday of October.

ELEVENTH DISTRICT—GEORGE CHANDLER, JUDGE.

Crawford	Girard	1st Tuesday of January, 1st Tuesday of April, and 4th Tuesday of August.
Cherokee	Columbus	4th Monday of January, 4th Monday of April, and 3d Monday of September.
Montgomery	Independence	2d Tuesday of March, 1st Tuesday of August, and 2d Tuesday of December.
Labette	Oswego	3d Monday of February, 4th Monday of May, and 2d Monday of October.

TWELFTH DISTRICT—EDWARD HUTCHINSON, JUDGE.

Marshall	Marysville	3d Monday of March, 4th Monday of August, and 2d Monday of December.
Washington	Washington	1st Monday of April, 1st Monday of June, and 4th Monday of November.
Republic	Belleville	4th Monday of January, 4th Monday of May, and 2d Monday of October.
Cloud	Concordia	4th Monday of April, 1st Monday of August, 4th Monday of October, and 3d Monday of February.
Clay	Clay Center	2d Monday of January, 1st Monday of May, and 3d Monday of September.

THIRTEENTH DISTRICT—E. S. TORRANCE, JUDGE.

COUNTY.	PLACE.	TIME.
Cowley	Winfield	1st Tuesday of September, 3d Tuesday of December, and 1st Tuesday of April.
Elk	Howard	3d Tuesday of October, 1st Tuesday of February, and 3d Tuesday of May.
Chautauqua	Sedan	2d Tuesday of November, 4th Tuesday of February, and 2d Tuesday of June.

FOURTEENTH DISTRICT—S. O. HINDS, JUDGE.

Russell	Russell	2d Tuesday of January, 3d Tuesday of April, and 1st Tuesday of October.
Lincoln	Lincoln	1st Monday of February, 1st Monday of May, and 3d Monday of October.
Ellsworth	Ellsworth	4th Tuesday of February, 4th Tuesday of May, and the Wednesday after the 1st Monday of November.
Saline	Salina	3d Tuesday of March, 1st Tuesday of September, and 1st Tuesday of December.

FIFTEENTH DISTRICT—CLARK A. SMITH, JUDGE.

Mitchell	Beloit	2d Monday of January, 3d Monday of April, and 4th Monday of September.
Osborne	Osborne	1st Monday of February, 2d Monday of May, and 3d Monday of October.
Jewell	Mankato	During the year 1887, 4th Monday of March, 1st Monday of June, and 2d Monday of November, and thereafter as follows: 1st Monday of March, 1st Monday of June, and 2d Monday of November.
Smith	Smith Center	During the year 1887, 2d Monday of March, 1st Monday of September, and 1st Monday of December, and thereafter as follows: 4th Monday of March, 1st Monday of September, and 1st Monday of December.

SIXTEENTH DISTRICT—J. C. STRANG, JUDGE.

Pawnee	Larned	1st Tuesday of May and 2d Tuesday of December.
Edwards	Kinsley	1st Tuesday of March and 4th Tuesday of October.
Ford	Dodge City	3d Tuesday of March and 2d Tuesday of November.
Hodgeman	Jetmore	4th Tuesday of May and 1st Tuesday of October.
Gray		2d Tuesday of April and 2d Tuesday of October.
Garfield		1st Tuesday of June and 4th Tuesday of September.

SEVENTEENTH DISTRICT—LOUIS K. PRATT, JUDGE.

Rooks	Stockton	1st Monday of March, 2d Monday of July, and 4th Monday of November.
Phillips	Phillipsburg	3d Monday of March, 4th Monday of July, and 2d Monday of December.
Norton	Norton	1st Monday of April and 1st Monday of September.
Decatur	Oberlin	3d Mondays of April and September.
Rawlins	Atwood	1st Mondays of May and October.
Cheyenne	Bird City	2d Mondays of May and October.
Sherman	Eustis	3d Mondays of May and October.
Thomas	Colby	4th Mondays of May and October.
Sheridan	Hoxie	1st Monday of June and 2d Monday of November.
Graham	Millbrook	2d Monday of June and 3d Monday of November.

EIGHTEENTH DISTRICT—T. B. WALL, JUDGE.

Sedgwick	Wichita	1st Tuesdays of January, March, May, September, and November.

NINETEENTH DISTRICT—J. T. HERRICK, JUDGE.

Sumner	Wellington	1st Tuesdays of February, May, September, and November.
Harper	Anthony	1st Tuesdays of January, April, June, and October.

TWENTIETH DISTRICT—ANSEL R. CLARK, JUDGE.

Rice	Lyons	1st Tuesdays of January, May, and September.
Barton	Great Bend	1st Tuesdays of February, June, and October.
Stafford	St. John	1st Tuesday of March, 3d Tuesday of June, and 1st Tuesday of November.
Pratt	Iuka	1st Tuesday of April, 3d Tuesday of September, and 1st Tuesday of December.

TWENTY-FIRST DISTRICT—R. B. SPILLMAN, JUDGE.

COUNTY.	PLACE.	TIME.
Riley	Manhattan	1st Mondays of May and September, and 2d Monday of January.
Pottawatomie	Westmoreland	3d Monday of May, 4th Monday of September, and 1st Monday of February.
Wabaunsee	Alma	1st Mondays of March and June, and 3d Monday of October.
Osage	Lyndon	1st Monday of April, 3d Monday of June, and 2d Monday of November.

TWENTY-SECOND DISTRICT—R. A. BASSETT, JUDGE.

Doniphan	Troy	1st Mondays of January, April, and October.
Brown	Hiawatha	1st Mondays of February, May, and November.
Nemaha	Seneca	1st Mondays of March, September, and December.

TWENTY-THIRD DISTRICT—S. J. OSBORN, JUDGE.

Ellis	Hays City	1st Mondays of January, May, and September.
Trego	Wakeeney	3d Monday of January, 2d Monday of May, and 3d Monday of September.
Rush	La Cosse	3d Mondays of May and November.
Ness	Ness City	4th Mondays of January, May, and September, and 1st Monday of December.
Gove	Gove City	1st Mondays of April and October.
Lane	Watson	2d Mondays of April and October.
Wallace	Wallace	4th Mondays of April and October, after the same is declared organized by the Supreme Court.
Logan		At such time after the same is organized as the judge of the court may order.

TWENTY-FOURTH DISTRICT—C. W. ELLIS, JUDGE.

Barber	Medicine Lodge	1st Tuesdays of February, June, and October.
Comanche	Coldwater	1st Tuesday of March, 2d Tuesday of July, and 1st Tuesday of November.
Clark	Ashland	3d Tuesday of March, 4th Tuesday of July, and 3d Tuesday of November.
Meade	Meade Center	2d Tuesday of April, 3d Tuesday of August, and 2d Tuesday of December.

TWENTY-FIFTH DISTRICT—FRANK DOSTER, JUDGE.

McPherson	McPherson	1st Tuesdays of January, April, and September.
Marion	Marion	1st Tuesdays of March, May, and November.
Chase	Cottonwo'd Falls	1st Tuesdays of February, June, and December.

TWENTY-SIXTH DISTRICT—A. L. REDDEN, JUDGE.

Butler	El Dorado	1st Tuesdays of March, June, October, and December.
Greenwood	Eureka	1st Tuesdays of January, May, and September.

TWENTY-SEVENTH DISTRICT—A. J. ABBOTT, JUDGE.

Finney	Garden City	1st Tuesday of January, 3d Tuesday of May, and 4th Tuesday of August.
Hamilton	Syracuse	4th Tuesday of January and 3d Tuesday of June.
Seward	Fargo Springs	3d Tuesdays of February and September.
Stevens	Hugoton	1st Tuesdays of April and October.
Norton	Richfield	2d Tuesdays of March and November.
Scott	Scott City	1st Tuesday of May and 4th Tuesday of November.
Wichita		1st Tuesday of June and 2d Tuesday of December.
Greeley		At such time after the same is organized as the judge may order.

TWENTY-EIGHTH DISTRICT—S. W. LESLIE, JUDGE.

Kingman	Kingman	1st Tuesdays of December, May, and September.
Pratt	Iuka	1st Tuesdays of April and October, and 2d Tuesday of January.
Kiowa	Greensburg	1st Tuesday of March, 2d Tuesday of June, and 1st Monday of November.

TWENTY-NINTH DISTRICT—O. L. MILLER, JUDGE.

Wyandotte	Kansas City	1st Monday of March, 1st Monday of June, 3d Monday of September, and 1st Monday of December.

SENATORS AND REPRESENTATIVES IN CONGRESS.

SENATORS.

NAME.	POST OFFICE.	NAME.	POST OFFICE.
John J. Ingalls	Atchison.	Preston B. Plumb	Emporia.

REPRESENTATIVES.

DISTRICT.	NAME.	POST OFFICE.
First	E. N. Morrill	Hiawatha.
Second	E. H. Funston	Carlyle.
Third	R. W. Perkins	Oswego.
Fourth	Thomas Ryan	Topeka.
Fifth	John A. Anderson	Manhattan.
Sixth	E. J. Turner	Hoxie.
Seventh	S. R. Peters	Newton.

LEGISLATIVE DEPARTMENT, STATE OF KANSAS, 1887.

MEMBERS OF THE SENATE.

DIST.	NAMES.	POST OFFICE.	COUNTY.
1	Sol. Miller	Troy	Doniphan.
2	A. J. Harwi	Atchison	Atchison.
3	Matt. Edmonds	McLouth	Jefferson.
3	P. G. Lowe	Leavenworth	Leavenworth.
4	W. J. Buchan	Wyandotte	Wyandotte.
5	R. W. Blue	Pleasanton	Linn.
5	W. M. Shean	Gardner	Johnson.
6	W. J. Bawden	Fort Scott	Bourbon.
7	M. C. Kelley	Mulberry Grove	Crawford.
8	John N. Ritter	Columbus	Cherokee.
9	C. H. Kimball	Parsons	Labette.
10	L. U. Humphrey	Independence	Montgomery.
11	R. N. Allen	Chanute	Neosho.
12	L. K. Kirk	Garnett	Anderson.
13	L. C. Wasson	Ottawa	Franklin.
14	T. L. Marshall	Osage City	Osage.
15	G. J. Barker	Lawrence	Douglas.
16	Silas E Sheldon	Topeka	Shawnee.
17	J. S. Codding	Louisville	Pottawatomie.
18	W. W. Smith	Waterville	Marshall.
19	George S. Green	Manhattan	Riley.
20	L. B. Kellogg	Emporia	Lyon.
21	E. M. Hewins	Cedarvale	Elk.
22	Frank S. Jennings	Winfield	Cowley.
23	A. L. Redden	El Dorado	Butler.
24	R. M. Crane	Marion	Marion.
25	Conrad Kohler	Enterprise	Dickinson.
26	F. P. Harkness	Clay Center	Clay.
27	George H. Case	Mankato	Jewell.
28	R. M. Pickler	Smith Center	Smith.
29	I. D. Young	Beloit	Mitchell.
30	Ira E. Lloyd	Ellsworth	Ellsworth.
31	H. B. Kelly	McPherson	McPherson.
32	W. M. Congdon	Sedgwick	Harvey.
33	John Kelly	Goddard	Sedgwick.
34	W. J. Lingenfelter	Wellington	Sumner.
35	J. W. Rush	Larned	Pawnee.
36	J. W. White	Lyons	Rice.
37	E. J. Donnell	Stockton	Rooks.
38	H. S. Granger	Phillipsburg	Phillips.

OFFICERS OF THE SENATE.

NAME.	OFFICE.	POST OFFICE.	COUNTY.
A. P. Riddle	President	Minneapolis	Ottawa.
L. U. Humphrey	President *pro tem*	Independence	Montgomery.
C. C. Baker	Secretary	Topeka	Shawnee.
Joel Moody	Assistant Secretary	Mound City	Linn.
C. O. McDowell	Sergeant-at-Arms	Columbus	Cherokee.
F. M. Higgason	Assistant Sergeant-at-Arms	Belleville	Republic.

MEMBERS OF THE HOUSE.

DIST.	NAMES.	POST OFFICE.	COUNTY.
1	B. A. Seaver	Highland	Doniphan.
2	C. W. Benning	Atchison	Atchison.
3	Joseph Donahue	Farmington	Atchison.
4	S. S. Cooper	Oskaloosa	Jefferson.
5	G. W. McCammon	Valley Falls	Jefferson.
6	Ed. Carroll	Leavenworth	Leavenworth.
7	T. A. Hurd	Leavenworth	Leavenworth.
8	M. H. Berry	Reno	Leavenworth.
9	Frank Gable	Lansing	Leavenworth.
10	Porter Sherman	Wyandotte	Wyandotte.
11	James F. Timmons	Edwardsville	Wyandotte.
12	Nick Reitz	Monticello	Johnson.
13	J. J. Cox	Lawrence	Douglas.
14	J. J. Bowersock	Lawrence	Douglas.
15	J. V. Pollinger	Ottawa	Franklin.
16	L. W. Hostetter	Wellsville	Franklin.
17	W. H. Willhoite	Paola	Miami.
18	C. Lewis	Fontana	Miami.
19	Alfred Blaker	Pleasanton	Linn.
20	J. F. Sawhill	Welda	Anderson.
21	E. D. Lacey	Morantown	Allen.
22	A. E. Currier	Hammond	Bourbon.
23	Wiley Bollinger	Mill Creek	Bourbon.
24	A. N. Chadsey	Cherokee	Crawford.
25	E. H. Brown	Girard	Crawford.
26	R. P. McGregor	Baxter Springs	Cherokee.
27	H. B. Hubbard	Boston Mills	Cherokee.
28	F. R. Morton	Parsons	Labette.
29	J. H. Morrison	Oswego	Labette.
30	R. S. Lybarger	Valeda	Labette.
31	J. B. Ziegler	Independence	Montgomery.
32	D. McTaggart	Liberty	Montgomery.
33	J. W. Martin	Parsons	Labette.
34	Wm. Miller	Chanute	Neosho.
35	C. J. Butin	Fredonia	Wilson.
36	W. H. Slavens	Yates Center	Woodson.
37	Frank Fockele	Le Roy	Coffey.
38	G. W. Doty	Burlingame	Osage.
39	J. V. Admire	Osage City	Osage.
40	C. P. Bolmar	North Topeka	Shawnee.
41	Geo. W. Veale	Topeka	Shawnee.
42	J. B. McAfee	Topeka	Shawnee.
43	S. E. Ream	Holton	Jackson.
44	T. J. Elliott	Morrill	Brown.
45	G. W. Conrad	Capioma	Nemaha.
46	A. L. Coleman	Centralia	Nemaha.
47	W. S. Glass	Marysville	Marshall.
48	T. F. Rhodes	Frankfort	Marshall.
49	J. W. Arnold	Louisville	Pottawatomie.
50	Thomas Beattie	Wamego	Pottawatomie.
51	Wm. Fryhofer	Randolph	Riley.
52	P. V. Trovinger	Junction City	Davis.
53	Charles Taylor	Eskridge	Wabaunsee.
54	Geo. Johnston	Plymouth	Lyon.
55	D. A. Hunter	Emporia	Lyon.
56	J. B. Clogston	Eureka	Greenwood.
57	Asa Thompson	Howard	Elk.
58	C. M. Turner	Sedan	Chautauqua.
59	John A. Eaton	Winfield	Cowley.
60	Louis P. King	Arkansas City	Cowley.
61	John D. Maurer	Dexter	Cowley.
62	D. W. Poe	Leon	Butler.
63	E. D. Stratford	El Dorado	Butler.
64	M. A. Campbell	Cottonwood Falls	Chase.
65	J. N. Rogers	Marion	Marion.
66	J. Hudson Morse	Peabody	Marion.
67	J. S. Earlywine	Wilsey	Morris.
68	Harrison Flora	Poplar Hill	Dickinson.
69	M. L. Potter	Plympton	Dickinson.
70	A. J. Banner	Clifton	Clay.
71	Chas. Williamson	Washington	Washington.
72	Albert Hazen	Barnes	Washington.
73	Gomer T. Davies	Republic City	Republic.
74	John A. Jacobs	Seapo	Republic.
75	Geo. W. Knapp	Clyde	Cloud.
76	James McCall	Jamestown	Cloud.
77	E. R. Crew	Delphos	Ottawa.
78	J. Wayne Amos	Gypsum City	Saline.
79	J. M. Simpson	Spring Valley	McPherson.

MEMBERS OF THE HOUSE — CONCLUDED.

DIST.	NAME.	POST OFFICE.	COUNTY.
80	A. W. Smith	McPherson	McPherson.
81	T. J. Matlock	Burrton	Harvey.
82	Rodolph Hatfield	Wichita	Sedgwick.
83	R. E. Lawrence	Wichita	Sedgwick.
84	A. H. Carpenter	Valley Center	Sedgwick.
85	C. N. Bottorff	Wellington	Sumner.
86	John A. Murray	Wellington	Sumner.
87	Levi Thrailkill	Caldwell	Sumner.
88	B. C. Cook	Attica	Harper.
89	F. E. Gillett	Kingman	Kingman.
90	T. A. McNeal	Medicine Lodge	Barber.
91	J. M. Bowman	Saratoga	Pratt.
92	Thomas T. Taylor	Hutchinson	Reno.
93	E. J. Arnold	Nickerson	Reno.
94	Frank Cox	Stafford City	Stafford.
95	H. J. Roetzel	Ellinwood	Barton.
96	R. F. Bond	Sterling	Rice.
97	S. W. Bard	Ellsworth	Ellsworth.
98	J. B. Corbett	Bunker Hill	Russell.
99	J. D. Miller	Lincoln	Lincoln.
100	S. H. Calderhead	Beloit	Mitchell.
101	Z. T. Walrond	Osborne	Osborne.
102	D. C. Wilson	Superior, Nebraska	
103	B. F. Wallace	Jewell	Jewell.
104	W. M. Skinner	Gaylord	Smith.
105	H. N. Boyd	Logan	Phillips.
106	L. H. Leach	Stockton	Rooks.
107	L. D. Kirkman	Walker	Ellis.
108	John Hargrave	La Crosse	Rush.
109	Wm. C. Edwards	Larned	Pawnee.
110	L. G. Boies	Kinsley	Edwards.
111	E. S. West	Avilla	Comanche.
112	Francis C. Price	Ashland	Clark.
113	M. J. O'Meara	Meade Center	Meade.
114	W. H. Young	Speareville	Ford.
115	T. S. Haun	Jetmore	Hodgeman.
116	J. P. Johnson	Challacombe	Ness.
117	W. S. Tilton	Wakeeney	Trego.
118	James Justus	Millbrook	Graham.
119	D. B. Kuney	Norton	Norton.
120	F. L. Henshaw	Oberlin	Decatur.
121	M. A. Chambers	Hoxie	Sheridan.
122	H. P. Myton	Garden City	Finney.
123	G. W. Goodsoe	Colby	Thomas.
124	E. D. York	Atwood	Rawlins.
125	J. T. Kirtland	Hartland	Hamilton.
.....	C. H. Townsley	Sloey P. O.	Gove.
.....	S. J. Gillis	Fargo Springs	Seward.
.....	John L. Pancoast	Hugoton	Stevens.
.....	Wm. McK. Milligan	Greensburg	Kiowa.
.....	John F. Murray	Bird City	Cheyenne.
.....	S. W. Case	Scott City	Scott.
.....	John W. Davis	Eustis	Sherman.
.....	John Shetterly	Wallace	Wallace.

NOTE.—Those in excess of 125 were admitted from counties organized subsequent to the apportionment.

OFFICERS OF THE HOUSE.

NAME.	OFFICE.	POST OFFICE.	COUNTY.
A. W. Smith	Speaker	McPherson	McPherson.
J. B. Clogston	Speaker *pro tem*	Eureka	Greenwood.
H. L. Millard	Chief Clerk	Sterling	Rice.
Will T. Walker	Assistant Clerk	Wellington	Sumner.
C. A. Norton	Sergeant at Arms	Beloit	Mitchell.
John L. Waller	Assistant Sergeant at Arms	Leavenworth	Leavenworth.

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